

## **Session XLII.**

### **1. The Imprest Supply Ordinance 1875.**

[7<sup>th</sup> April, 1875.]

Be it enacted by the Superintendent of the Province of Canterbury with the advice and consent of the Provincial Council thereof as follows

**1. Sums of money not exceeding sums specified in Schedule may be issued and applied towards defraying the charge of the Government for the twelve months ending 31st March 1876.**

Out of the revenues of the said Province there may be issued and applied towards defraying the charge of the Government of the said Province for the twelve months ending the Thirty-first day of March one thousand eight hundred and seventy-six any sums of money not exceeding the sums specified in the Schedule to this Ordinance amounting in the whole to the sum of sixty thousand five hundred pounds and which sums shall be more particularly expressed in an Ordinance to be passed in this present Session of the Provincial Council for appropriating the Revenue of the said Province for the year ending the Thirty-first day of March one thousand eight hundred and seventy-six.

**2. Provincial Treasurer shall issue and pay any sums of money not exceeding sums specified as may be directed by warrant of the Superintendent certified by the Provincial Auditor.**

The Provincial Treasurer shall issue and pay from time to time any sum or sums of money not exceeding in the whole the sum above specified to such persons and in such proportions as the Superintendent shall by warrant under his hand directed to the Provincial Treasurer and certified by the Provincial Auditor in terms of "The Provincial Audit Act 1866" and "The Provincial Audit Act Amendment Act 1868" direct and such Treasurer shall be allowed credit for all sums paid by him in pursuance of such warrants.

**3. Title.**

This Ordinance shall be intituled and may be cited as "The Imprest Supply Ordinance 1875."

**Schedule.**

A

- Class 2.— Administrative 300 00 00
- Class 3.— Legislative 200 00 00
- Class 4.— Gaols 500 00 00
- Class 5.— Police 2,300 00 00
- Class 6.— Hospitals 700 00 00
- Class 7.— Lunatic Asylum 800 00 00
- Class 8.— Charitable Aid 700 00 00
- Class 9.— Industrial School 100 00 00
- Class 10.— Orphan Asylum 200 00 00
- Class 11.— Inspection of Sheep 250 00 00
- Class 12.— Education 6,500 00 00
- Class 13.— Miscellaneous 2,000 00 00
- Class 14.— College, Museum, and Public Library 100 00 00

Class 15.— Public Works Department 450 00 00  
Class 16.— Harbour 400 00 00  
Class 17.— Public Plantation 100 00 00  
Class 18.— Provincial Government Works 500 00 00  
Class 19.— Subsidies to Ferries 100 00 00  
Class 20.— Railways 11,000 00 00

B.

Class 1 — Waste Lands Board 100 00 00  
Class 2.— Surveys 1,500 00 00  
Class 3.— Buildings and Works 15,200 00 00  
Class 4. — Immigration 1,500 00 00

C.

Class 1.— Railways 3,500 00 00  
Class 2.— Harbour Works 11,500 00 00

## **2. The Canterbury Sheep Ordinance 1872 Amendment Ordinance 1875.**

Whereas it is expedient to make temporary provision for the removal of infected Sheep now depasturing on enclosed farms in the Province of Canterbury.

Be it therefore enacted by the Superintendent of the Province of Canterbury with the advice and consent of the Provincial Council thereof as follows

### **1. Short Title.**

The Short Title of this Ordinance shall be “The Canterbury Sheep Ordinance 1872 Amendment Ordinance 1875.

### **2. Notwithstanding anything to the contrary, the Chief Inspector of Sheep may grant permission to owners of infected sheep depasturing on enclosed runs or farms to remove such sheep to any other land enclosed with sufficient sheep proof fences.**

Notwithstanding anything to the contrary contained in “The Canterbury Sheep Ordinance 1872” and “The Canterbury Sheep Ordinance 1872 Amendment Ordinance 1874” or either of the said Ordinances it shall be lawful for the Chief Inspector of Sheep for the said Province from time to time by writing under his

hand to grant to the owners of infected sheep depasturing on enclosed runs or farms within the said Province permission to remove such sheep or any of them to any other land in the said Province enclosed with sufficient sheep proof fences for the purpose of depasturing the same or for breeding or slaughter Provided always that at the time of granting any such permission the said Chief Inspector shall in and by such writing as aforesaid prescribe the conditions under and subject to which such permission shall be granted Provided also that no such permission shall be granted for the removal of any infected ram or rams for the purpose of being introduced into any flock until every such ram or rams shall have been dipped to the satisfaction of an Inspector of Sheep Provided also that no such permission as aforesaid shall be granted for the removal of any sheep which in the opinion of the said Chief Inspector are likely to have contracted scab until every such sheep shall have been dipped as aforesaid.

### **3. Interpretation Clause.**

For the purpose of this Ordinance the expressions "Owner" and "Infected sheep" shall have and bear the meanings assigned to them respectively in and by the 8th Section of "The Canterbury Sheep Ordinance 1872 Amendment Ordinance 1874" Provided always that nothing in this Ordinance contained shall be taken to apply to or to authorise the removal of any flock or portion of a flock in which scab shall in the opinion of an Inspector of Sheep actually exist.

### **4. Ordinance shall continue in force for three months and no longer.**

This Ordinance shall continue in force for the period of three calendar months from the passing thereof and no longer.

### **3. Imprest Supply No 2 Ordinance 1875**

[7<sup>th</sup> May, 1875.]

Be it enacted by the Superintendent of the Province of Canterbury with the advice and consent of the Provincial Council thereof as follows

#### **1. Sums of money not exceeding sums specified in Schedule may be issued and applied towards defraying the charge of the Government for the twelve months ending 31st March 1876.**

Out of the revenues of the said Province there may be issued and applied towards defraying the charge of the Government of the said Province for the twelve months ending the Thirty-first day of March one thousand eight hundred and seventy-six any sums of money not exceeding the sums specified in the Schedule to this Ordinance amounting in the whole to the sum of sixty thousand five hundred pounds and which sums shall be more particularly expressed in an

Ordinance to be passed in this present Session of the Provincial Council for appropriating the Revenue of the said Province for the year ending the Thirty-first day of March one thousand eight hundred and seventy-six.

**2. Provincial Treasurer shall issue and pay any sums of money not exceeding sums specified as may be directed by warrant of the Superintendent certified by the Provincial Auditor.**

The Provincial Treasurer shall issue and pay from time to time any sum or sums of money not exceeding in the whole the sum above specified to such persons and in such proportions as the Superintendent shall by warrant under his hand directed to the Provincial Treasurer and certified by the Provincial Auditor in terms of "The Provincial Audit Act 1866" and "The Provincial Audit Act Amendment Act 1868" direct and such Treasurer shall be allowed credit for all sums paid by him in pursuance of such warrants.

**3. Title.**

This Ordinance shall be intituled and may be cited as "The Imprest Supply Ordinance 1875."

**Schedule.**

A

- Class 2.— Administrative 300 00 00
- Class 3.— Legislative 200 00 00
- Class 4.— Gaols 500 00 00
- Class 5.— Police 1,600 00 00
- Class 6.— Hospitals 700 00 00
- Class 7.— Lunatic Asylum 800 00 00
- Class 8.— Charitable Aid 700 00 00
- Class 9.— Industrial School 100 00 00
- Class 10.— Orphan Asylum 200 00 00
- Class 11.— Inspection of Sheep 150 00 00
- Class 12.— Education 1,500 00 00
- Class 13.— Miscellaneous 2,000 00 00
- Class 14.— College, Museum, and Public Library 500 00 00
- Class 15.— Public Works Department 450 00 00
- Class 16.— Harbour 400 00 00
- Class 17.— Public Plantation 50 00 00
- Class 18.— Provincial Government Works 500 00 00
- Class 19.— Subsidies to Ferries 100 00 00
- Class 20.— Railways 11,000 00 00

B.

Class 1 — Waste Lands Board 100 00 00  
Class 2.— Surveys 1,500 00 00  
Class 3.— Buildings and Works 12,000 00 00  
Class 4. — Immigration 500 00 00

C.

Class 1.— Railways 3,500 00 00

#### **4. Road Boards Advances Ordinance 1875**

[20<sup>th</sup> May 1875.]

Be it enacted by the Superintendent of the Province of Canterbury with the advice and consent of the Provincial Council thereof as follows

**1. Sum of £15,000 may be issued and applied as advances to the Road Boards on account of sums to be hereafter appropriated.**

Out of the revenues of the said Province there may be issued and applied as advances to the Road Boards of the said Province on account of sums to be hereafter appropriated to such Road Boards any sums of money not exceeding in the whole the sum of fifteen thousand pounds which sums shall be more particularly expressed in an Ordinance to be passed in this present Session of the Provincial Council for appropriating the Revenue of the said Province for the year ending the Thirty-first day of March one thousand eight hundred and seventy-six.

#### **5. The Reserve No. 88 Ordinance 1875.**

[18<sup>th</sup> June, 1875.]

Whereas by Crown Grant bearing date the Twenty-first day of February one thousand eight hundred and seventy all that piece or parcel of land in the Province of Canterbury in the Colony of New Zealand situate in the district of Akaroa Banks' Peninsula and containing by admeasurement two acres two roods

more or less and being Reserve numbered 88 (in red) on the Maps of the Chief Surveyor of the said Province of Canterbury setting out and describing the rural land in the district of Akaroa aforesaid with all the rights and appurtenances thereunto belonging was granted unto the Superintendent of the said Province of Canterbury and his successors in trust as a site for a Public Abattoir:

And whereas by the "Public Reserves Act 1854" under and by virtue of which the aforesaid grant was made it is enacted that the specific purposes for which any lands granted under the said Act within any Province should be held might be changed and the same lands might be appropriated to other and different purposes of public utility for the public service of such Province And whereas it has become necessary to alter the purposes for which the aforesaid land is held as hereinafter described:

Be it therefore enacted by the Superintendent of the Province of Canterbury with the advice and consent of the Provincial Council thereof as follows

**1. Specific purposes of Reserve shall be changed, and it shall henceforth be held by Superintendent in trust for purposes of a public recreation ground.**

The specific purposes of public utility for which the lands hereinbefore described are held shall be and are hereby changed and such lands shall be henceforth held by the Superintendent of the said Province and his successors in trust for and for the purposes of a public recreation ground.

**2. Title.**

This Ordinance shall be intituled and may be cited as "The Reserve No. 88 Ordinance 1875."

**6. Reserve No. 1599 Ordinance 1875.**

**[16<sup>th</sup> August,1875.]**

Whereas by a Grant from the Crown bearing date the Twenty-sixth day of January one thousand eight hundred and seventy-five all that piece or parcel of land in the Province of Canterbury in the Colony of New Zealand situate in the Christchurch District and containing by admeasurement six acres and twenty perches more or less commencing at a point on the south-west boundary of section 2426 distant about eleven chains seventy links from the southernmost corner thereof thence northerly by a curved line of eighty chains radius for a distance of about sixty-four chains to the south-west boundary of section 1239

bounded on the southward by section 1582 on the northward by the aforesaid section No. 1239 and on the eastward by a line parallel to and one chain distant from the western boundary and more particularly delineated and described by the plan hereunto annexed and coloured red thereon Subject nevertheless to the continuation of the road passing through Reserve No. 336 (in red) which crosses the above-described land for which road allowance has been made in the acreage was granted unto the Superintendent of the Province of Canterbury and his successors in trust for Railway purposes:

And whereas it is expedient that the said Superintendent should have power to sell let or otherwise dispose of the said land comprised in the said recited grant:

Be it therefore enacted by the Superintendent of the Province of Canterbury with the advice and consent of the Provincial Council of the said Province as follows

**1. Superintendent may sell let or otherwise dispose of all or any portion of said parcel of land.**

It shall be lawful for the Superintendent of the said Province with the advice and consent of the Executive Council thereof to sell let or otherwise dispose of all or any portion of that parcel of land comprised in the said recited grant.

**2. Title.**

This Ordinance shall be intituled and may be cited as "The Reserve No. 1599 Ordinance."

**7. The Quail Island Ordinance 1875.**

[16<sup>th</sup> August, 1875.]

Whereas by Deed of Conveyance dated 25th September 1874 and made between Thomas Henry Potts therein described of the one part and William Rolleston Esquire Superintendent of the Province of Canterbury of the other part All that parcel of land in the Province of Canterbury containing by admeasurement fifty acres more or less situate on Quail Island Port Victoria being the easternmost end of the Island the western boundary being a line across the Island from north to south a distance of twenty-one chains seventy links (subject to a reserve of one chain wide from high-water mark along the north-east and south sides of the section for which reserve allowance is made in the acreage) and numbered 23 on the map of the Chief Surveyor setting out and describing the rural land in the Port Victoria District of the said Province of Canterbury And also all that parcel of land in the said Province of Canterbury containing by admeasurement fifty acres more or less situate on Quail Island



aforesaid commencing at the north-western corner of the said section numbered 23 continuing along the western boundary line of section numbered 23 twenty-one chains seventy links thence westerly at one chain distance above high-water mark about sixteen chains thence northerly across the Island thirty-five chains sixty links parallel to the eastern boundary line and returning at one chain distance above high-water mark to the commencing point and numbered 47 on the map of the Chief Surveyor aforesaid were conveyed by the said Thomas Henry Potts to William Rolleston as such Superintendent upon trust for the public purposes of the said Province:

And whereas by a memorandum of transfer dated 25th September 1874 all that parcel of land in the said Province of Canterbury containing by admeasurement eighty-five acres more or less on Quail Island Port Victoria bounded on the eastward by the aforesaid section 47 on the northward westward and southward by the road reserved along high-water mark was transferred by the said Thomas Henry Potts to the said William Rolleston as such Superintendent and by deed poll dated the 13th day of April 1875 the said William Rolleston declared that the said last mentioned parcel of land was transferred to him the said William Rolleston and that he should thenceforth hold the same upon trust for the public purposes of the said Province:

And whereas the said several parcels of land are required for the public purposes of the Colony and therefore it is expedient that the said Superintendent should have power to convey and transfer the same to Her Majesty the Queen:

Be it therefore enacted by the Superintendent of the Province of Canterbury with the advice and consent of the Provincial Council thereof as follows

**1. Superintendent may alienate by way of sale the lands described herein.**

It shall be lawful for the Superintendent with the advice and consent of the Executive Council to alienate by way of sale and to convey and transfer to Her Majesty the Queen the lands hereinbefore described and known as Quail Island provided that the said lands shall not be so sold for a less sum than four thousand pounds sterling.

**2. Proceeds of sale how to be appropriated.**

The proceeds of such sale shall be appropriated in such manner as the Superintendent and Provincial Council of the said Province shall direct.

**3. Title.**

This Ordinance shall be intituled and may be cited as "The Quail Island Ordinance 1875."

## **8. Classical Schools Reserves Ordinance 1875**

**[16<sup>th</sup> August, 1875.]**

Whereas the parcels of land more particularly described in the Schedule hereto have under and by virtue of “The Public Reserves Act 1854” and “The Public Reserves Act Amendment Act 1862” been granted by the Governor of New Zealand in the name and on behalf of Her Majesty to the Superintendent of Canterbury and his successors upon trust for the Public Service of the said Province as an endowment for a Classical School And whereas by “The Public Reserves Act Amendment Act 1862” it is provided that the Superintendent and Provincial Council of any Province may by any Act or Ordinance to be from time to time duly passed in that behalf direct and declare that any lands vested or which might thereafter be vested in the Superintendent of any Province under the provisions of “The Public Reserves Act 1854” upon trust for any public purposes shall be transferred to and vested in and held by any Corporation Commission or other person or persons having corporate succession to be named in such Act or Ordinance in trust for the like or for any other public purpose to be specified and declared in such Act or Ordinance in such manner and with such powers of lease management and disposition over the same and over all rents issues profits and proceeds thereof and other powers provisions and conditions as should in such Act or Ordinance be expressed or declared And whereas by an Ordinance of the Superintendent and Provincial Council of Canterbury intituled “The Canterbury College Ordinance 1873” the Canterbury College was constituted a body corporate with perpetual succession: And whereas it is expedient that the said parcels of land should be transferred to and vested in and held by the Canterbury College in trust for the purposes hereinafter declared in the manner and with the powers of lease arrangement and disposition over the same and over all rents issues profits and proceeds thereof hereinafter expressed and contained:

Be it therefore enacted by the Superintendent of the Province of Canterbury by and with the advice and consent of the Provincial Council thereof as follows

### **1. Parcels of land described in Schedule shall be transferred to and vested in the Canterbury College.**

The said parcels of land described in the Schedule hereto shall be transferred to and vested in and shall be held by the Canterbury and College their successors in trust for the purposes of superior education and subject to the powers of lease management and disposition over the same and over the rents issues profits and proceeds thereof expressed and declared in “The Canterbury College Ordinance 1873.”

### **2. Superintendent empowered to convey said lands.**

It shall be lawful for the Superintendent to execute and make any conveyance or other assurance for transferring to and vesting in the Canterbury College and

their successors the lands described in the said Schedule hereto and every or any part or parts thereof respectively.

**3. Title.**

This Ordinance shall be intituled and may be cited as “The Classical School Reserves Ordinance 1875.”

**Schedule.**

No. in red on the Chief Surveyor's Map.	A.	R.	P.
157 containing	600	0	0
673 containing	136	0	0
674 containing	60	0	0
675 containing	157	0	0
676 containing	123	0	0
677 containing	325	0	0
678 containing	473	0	0
679 containing	754	0	0
686 containing	2	1	20
687 containing	2	1	0
688 containing	0	1	5
689 containing	0	1	0
690 containing	0	1	8
691 containing	0	1	0
692 containing	1	0	3
693 containing	1	1	0
694 containing	0	3	0
695 containing	1	0	0
696 containing	0	2	0
697 containing	0	2	33
699 containing	328	0	0
700 containing	263	0	0
709 containing	160	0	0
710 containing	250	0	0
711 containing	100	0	0
712 containing	200	0	0
713 containing	152	0	0
714 containing	150	0	0
715 containing	83	0	0
716 containing	157	0	0
717 containing	195	0	0
718 containing	164	0	0
719 containing	100	0	0
720 containing	112	0	0
721 containing			

722 containing	102	0	0
726 containing	143	0	0
727 containing	152	0	0
728 containing	200	0	0
729 containing	40	0	0
730 containing	134	0	0
731 containing	209	0	0
737 containing	272	0	0
738 containing	900	0	0
739 containing	607	0	0
956 containing	500	0	0
	10	0	0

## 9. The Reserves No. 1207 and 1208 Ordinance 1875.

[16<sup>th</sup> August, 1875.]

Whereas by Grants from the Crown bearing date the Eleventh day of May one thousand eight hundred and seventy-one all those parcels of land in the Province of Canterbury in the Colony of New Zealand situate in the Timaru District and respectively containing by admeasurement three hundred and seventy-eight acres and five hundred and sixty-two acres more or less being Reserves numbered respectively 1207 and 1208 (in red) on the Map of the Chief Surveyor of the Province of Canterbury setting out and describing the rural land in the Timaru District aforesaid with all the rights and appurtenances thereunto belonging were granted unto the Superintendent of the Province of Canterbury and his successors in trust for educational purposes:

And whereas it is expedient that the said Superintendent should have power to sell let or otherwise dispose of all or any portion of the parcels of land described in the Schedule hereto being parts of the said Reserves:

Be it therefore enacted by the Superintendent of the Province of Canterbury with the advice and consent of the Provincial Council of the said Province as follows:

### 1. Superintendent may sell let or otherwise dispose of land comprised in Schedule.

It shall be lawful for the Superintendent of the said Province with the advice and consent of the Executive Council thereof to sell let or otherwise dispose of all or any portion of those parcels of land comprised in the Schedule hereto being parts of the said Reserves No. 1207 and 1208.

## **2. Title.**

This Ordinance shall be intituled and may be cited as Reserves No. 1207 and 1208 Ordinance."

## **Schedule.**

Forty acres more or less situate in the Timaru District being part of Reserve No 1207 (in red) bounded on the north-eastward by section 9922 and also by the road forming the north-eastern boundary of the aforesaid Reserve on the north-westward by section 9922 and by the north-western boundary of the said Reserve on the south-westward by Sections 16131 and 9922 and on the south-eastward by a line parallel to the south-eastern boundary of the latter section so as to contain the above quantity.

Forty acres more or less situate in the Timaru District being part of Reserve No. 1208 (in red) commencing at the easternmost corner of Section 5438 on the western side of the Island Hut and Cave Road thence south-westerly along the south-eastern boundary line of Sections Nos. 5438 9918 and 9919 a distance of 60 chains 4 links thence at a right angle south easterly a distance of 6 chains 67 links along the western boundary of the aforesaid Reserve thence again at a right angle north-easterly by a straight line to the above-mentioned road and from thence returning along the same to the commencing point.

## **10. The Reserve No. 168 Ordinance 1875.**

[16<sup>th</sup> August 1875.]

Whereas by Grant from the Crown bearing date the Twenty-fourth day of July one thousand eight hundred and sixty-five all that piece or parcel of land in the Province of Canterbury in the Colony of New Zealand situate in the Timaru District and containing by admeasurement ten acres more or less being Reserve numbered 168 (in red) on the Map of the Chief Surveyor of the said Province of Canterbury setting out and describing the rural land in the Timaru District aforesaid with all rights and appurtenances thereunto belonging was granted unto the Superintendent of the said Province of Canterbury and his successors in trust as a site for a Cemetery:

And whereas by "The Public Reserves Act 1854" under and by virtue of which the aforesaid grant was made it is enacted that the specific purposes for which any lands granted under the said Act within any Province should be held might

be changed and the same lands might be appropriated to other and different purposes of public utility for the public service of such Province: And whereas it has become necessary in respect of the parcel of land described in the Schedule hereto and being part of the aforesaid land to alter the purpose for which the same is held as hereinafter described:

Be it therefore enacted by the Superintendent of the said Province of Canterbury, with the advice and consent of the Provincial Council thereof, as follows:

**1. Specific purposes for which land is held shall be changed.**

The specific purposes of public utility for which the land herein-before described is held shall be and is hereby in so far as it affects the portion of the said land described in the Schedule hereto changed and the parcel of land described in the Schedule shall be henceforth held by the Superintendent of the said Province and his successors in trust for and for the purposes of a Fire Brigade Station.

**2. Title.**

This Ordinance shall be intituled and may be cited as "The Reserve No. 168 Ordinance 1875."

**Schedule.**

All that piece or parcel of land containing by admeasurement seventeen perches more or less being part of Reserve No. 168 (in red) bounded on the eastward by the South Road on the northward by the site for Mechanic's Institute on the southward by a line parallel to the northern boundary and 54 links distant therefrom and on the westward by a line at right angles to the southern boundary and two chains distant on the average from the South Road before mentioned.

**11. The Reserve No 62 Ordinance 1875**

[16<sup>th</sup> August 1875.]

Whereas by Crown Grant bearing date the Twenty-ninth day of August one thousand eight hundred and fifty-three all that parcel of land in the Province of Canterbury in the Colony of New Zealand situate on Bank's Peninsula containing two thousand five hundred and thirty acres statute measurement be the same more or less commencing at the western corner of Reserve No. 61 in Little Port Cooper or Simeon Bay thence following along the coast line to the north-eastern corner of Section No. 229A in Camp Bay thence following along the eastern and southern boundaries of the said Section 229A to the south-western corner

thereof thence in a line due south thirty-five chains thence in a direct line one hundred and seventy-three chains and a half to the north-eastern corner of section 244 in Port Levy thence following along the western coast of Port Levy to the south-eastern corner of Reserve No. 61 and returning along the south-western boundary line of the said Reserve to the commencing point in Little Port Cooper or Simeon Bay was granted unto the Superintendent and his successors in trust as a Quarantine Ground for diseased sheep: And whereas by "The Public Reserves Act 1854" under and by virtue of which the aforesaid grant was made it is enacted that the specific purposes for which any lands granted under the said Act within any Province should be held might be changed and the same lands might be appropriated to other and different purposes of public utility for the public service of such Province: And whereas it has become expedient to alter the purposes for which the aforesaid land is held as hereinafter described and that the Superintendent of the said Province of Canterbury and his successors should have power to demise an lease the aforesaid land:

Be it therefore enacted by the Superintendent of the said Province of Canterbury, with the advice and consent of the Provincial Council thereof, as follows:

**1. Specific purposes for which land is held shall be changed.**

The specific purposes of public utility for which the land herein-before described is held shall be and are hereby changed and such land shall be henceforth held by the Superintendent of the said Province and his successors in trust for Educational purposes.

**2. Superintendent may demise and lease for any term not exceeding twenty-one years lands described herein.**

It shall be lawful for the Superintendent in Council from time to time to demise and lease for any term or terms not exceeding twenty-one years all or any part of the land hereinbefore described upon such terms and conditions and at such rent or rents as the Superintendent in Council may deem proper.

**3. Title.**

This Ordinance shall be intituled and may be cited as "The Reserve No. 62 Ordinance 1875."

**12. Educational Reserves Leasing Ordinance 1875**

Whereas by several Crown Grants bearing the dates respectively as contained in the Schedule hereto all those parcels of land described in the said Crown Grants and delineated in the plans drawn in the margin of the said Crown Grants with all the rights and appurtenances thereto belonging were granted unto the

Superintendent of the Province of Canterbury and his successors in trust for Educational purposes:

And whereas it is expedient that the said. Superintendent of the said Province of Canterbury and his successors should demise and lease the said parcels of land:

Be it therefore enacted by the Superintendent of the Province of Canterbury with the advice and consent of the Provincial Council thereof as follows:

**1. Superintendent may demise and lease for any term not exceeding 21 years Reserves described in Schedule.**

It shall be lawful for the Superintendent in Council from time to time to demise and lease for any term or terms not exceeding twenty-one years all or any part of the Reserves described in the Schedule to this Ordinance upon such terms and conditions and at such rent or rents as to the Superintendent in Council may seem proper.

**2. Title.**

This Ordinance shall be intituled and may be cited as "The Educational Reserves Leasing Ordinance 1875."

**Schedule.**

Number of Reserve, as delineated in red on the Map of the Chief Surveyor of the Province of Canterbury.	District.	Acreage.	Date of Crown Grant.
345	Town of Timaru	A R P. 3 39	27th February, 1873.
346	Town of Geraldine	1 0 39	27th February, 1873.
347	Town of		
	Arowhenua	1 0 39	27th February, 1873.
390	Town of Waimate	1 3 39	27th February, 1873.
1112	Ashburton	762	13th April, 1875.
1113	Ashburton	625	3rd September, 1872.
1115	Ashburton	650	3rd September, 1872.



1117	Ashburton	293	26th October, 1872.
1124	Ashburton	259	13th April, 1875.
1125	Waitangi	1280	26th October, 1872.
1126	Waitangi	640	26th October, 1872.
1129	Waitangi	1280	26th October, 1872.
1180	Oxford	24	13th April, 1875.
1132	Oxford	35	13th April, 1875.
1142	Ashley	70	13th April, 1875.
1146	Waipara	62	13th April, 1875.
1147	Waipara	24	13th April, 1875.
1148	Waipara	45	13th April, 1875.
1149	Waipara	431	13th April, 1875.
1150	Waipara	424	13th April, 1875.
1152	Waipara	52	13th April, 1875.
1167	Ellesmere	39	13th April, 1875.
1168	Ellesmere	37	13th April, 1875.
1169	Ellesmere	57	13th April, 1875.
1170	Ellesmere	13	13th April, 1875.
1171	Ellesmere	38	13th April, 1875.
1172	Ellesmere	60	13th April, 1875.
1184	Ellesmere	35	13th April, 1875.
1201	Timaru	698	26th October, 1872.
1202	Timaru	242	26th October, 1872.
1203	Timaru	470	26th October, 1872.
1204	Timaru	383	26th October, 1872.
1205	Timaru	38	26th October, 1872.
1206	Timaru	34	26th October, 1872.
1212	Timaru	77.	13th April, 1875.
1213	Timaru	175	13th April, 1875.
1214	Timaru	167	13th April, 1875.
1215	Timaru	26	13th April, 1875.
1223	Bank's Peninsula	70	13th April, 1875.
1226	Bank's Peninsula	104	13th April, 1875.
1300	Ashley	10 3	27th February, 1873.
1322	Malvern	30	17th March, 1875.
1324	Waitangi	250	13th April, 1875.
1825	Waitangi	250	13th April, 1875.
1326	Ashley	500	13th April, 1875.

### 13. The Diversion of Roads Special Ordinance No. 1 1875.

[18th June 1875.]

Whereas by an Ordinance of the Superintendent and Provincial Council of Canterbury intituled "The Diversion of Roads Ordinance Session XI. No. 3" it is enacted that except as therein provided no Publics Road shall be closed up except under the authority of a Special Ordinance of the Superintendent and Provincial Council in that behalf:

And whereas it is expedient that certain Public Roads should be closed up:

Be it therefore enacted by the Superintendent of the Province of Canterbury with the advice and consent of the Provincial Council thereof as follows:

**1. Roads described in Schedule shall be closed up.**

The Public Roads described in the Schedules to this Ordinance and in the plans hereto annexed and therein coloured green shall be closed up and shall henceforth cease to be Public Roads,

**2. Title.**

This Ordinance shall be intituled and may be cited as "The Diversion of Roads Special Ordinance No. 1, 1875."

**Schedule 1.**

Halswell and Heathcote Road Districts.

Description of Roads to be abandoned.

**Halswell Road District.**

All that piece or parcel of land containing by admeasurement two acres three roods and thirty-two perches more or less being the road separating sections Nos. 1737 and 1738 extending from the road forming the western boundary of these sections to the road forming the north-western boundary of section No. 486 and more particularly delineated and described by the plan hereunto annexed thereon.

**Halswell Road District.**

All that piece or parcel of land containing by admeasurement eight acres one rood and eleven perches more or less being that portion of the Hoon Hay Valley Road extending from the continuation of the southern boundary of sections Nos. 4620 and 4734 and running southerly along the eastern boundary of section No. 106 westerly through that section and northerly along the western boundaries of

sections Nos. 106, 338a, and 338b, to the continuation of the southern side of the road forming the north-western boundary of the latter section and more particularly delineated and described by the plan hereunto annexed and coloured green thereon.

**Halswell Road District.**

All that piece or parcel of land containing by admeasurement three acres two roods and thirty perches more or less being that portion of the road forming the south-eastern boundary of section No. 1350 extending from the continuation of boundary of that section to the continuation of the northeastern side of the road forming the south-western boundary of the same section which said piece or parcel of land is more particularly delineated and described by the plan hereunto annexed and coloured green thereon.

**Halswell Road District. 0A. 1R. 23P.  
Heathcote Road District 0A. 2R. 4P.**

All that piece or parcel of land containing by admeasurement three roods and twenty-seven perches more or less being that portion of the road forming the south-western boundary of section No. 138 extending from the road reserved along the southern bank of tie river Heathcote to its junction with the road running in a south easterly direction through the aforesaid section No. 138 a distance of about twenty chains sixty links save and except portions of the following roads namely - the New Line of Latter's Spur Road and the road passing through the above-mentioned section No. 138 leading to the north-eastern boundary of section 5657 which are included in the above description and for which allowance has been made in the acreage which said piece or parcel of land is more particularly delineated and described by the plan hereunto annexed and coloured green thereon.

**Halswell Road District.**

All that piece or parcel of land containing by admeasurement five acres two roods and six perches more or less being the road forming the south-west boundary of section 549 and passing through section 13335 commencing on the road known as the base of the Hills Road at the northernmost corner of section 814 and extending in a south-easterly and northerly direction till it again joins the aforesaid base of Hills Road at the easternmost corner of Section 549 and more particularly delineated and described by the plan hereunto annexed and coloured green thereon.

### **Halswell Road District.**

All that piece or parcel of land containing by admeasurement one acre two roods more or less being that portion of the road forming the north-western boundary of section No. 353 extending from the continuation of the south-eastern boundary of section No. 1409 in a north-westerly and north-easterly direction to a line parallel to the continuation of the north-east boundary of section 353 and one chain west thereof and more particularly delineated and described by the plan hereunto annexed and coloured green thereon.

### **Schedule 2.**

Description of Road to be abandoned.

### **Kowai Road District.**

Passing through section 15184 and separating sections 9528 and 19016, 19821 and 19822.

All that piece or parcel of land containing by admeasurement six acres one rood more or less commencing at a point on the southern side of the road forming the northern boundary of section 9528 the same being the north-western corner thereof thence westerly along the said road a distance of one chain thence southerly at a right angle forty chains thirty-one links thence south-easterly by a straight line to the north-eastern corner of section 9692 thence northerly along the North Road one chain eighty-nine links thence north-westerly by a straight line a distance of twenty-one chains forty-three links to the south-west corner of the aforesaid section 9528 and from thence returning along the western boundary thereof to the commencing point and more particularly delineated and described by the plan hereunto annexed and coloured green thereon.

## **14. The Diversion of Roads Special Ordinance No. 2 1875.**

[18th June 1875.]

Whereas by an Act of the General Assembly of New Zealand intituled "The Highways and Watercourses Diversion Act 1858 " it is enacted that it shall be lawful for the Superintendent of any Province with the advice and consent of the Provincial Council thereof by any Law or Ordinance to be made or ordained for

that purpose to authorise and empower the Superintendent to divert or stop up any public street road highway or thoroughfare in any such Province and also to exchange the land over which any such public street road highway or thoroughfare was laid out or passed And also that it should be lawful for the Governor in the name and on behalf of Her Majesty to make and execute Crown Grants of any land which should be so exchanged:

And whereas by an Act of the General Assembly of New Zealand intituled "The Provincial Council Powers Extension Act 1865" it is enacted that it shall be lawful for the Superintendent and Provincial Council of any Province and notwithstanding the restriction contained in the Tenth Sub-section of the Nineteenth Section of the Constitution Act to ordain or pass any Law or Ordinance which but for such restriction might have been ordained or passed by such Superintendent and Council affecting any part of the Waste Lands of the Crown within the Province which then was or hereafter should be a public street road highway or thoroughfare:

And whereas it is for the public benefit that parcels of land described in the first column of the Schedule hereto should become a public highway in lieu of the parcels of land described in the second column of the said Schedule and that the last-mentioned parcels of land should cease to be a public road and should be granted in exchange for the first-mentioned parcels of land in the manner hereinafter mentioned:

Be it therefore enacted by the Superintendent of the said Province with the advice and consent of the Provincial Council thereof as follows:

**1. When lands described in first column of Schedule have been conveyed to Superintendent the public highway shall be stopped up.**

When and so soon as all the parcels of land described in the first column of the Schedule hereto shall have been conveyed to the Superintendent and his successors for a public road the same shall be and remain for ever a public highway and the public highway passing over the parcels of land described in the second column of the said Schedule shall be stopped up.

**2. When lands described in first column of Schedule have been so conveyed lands described in second column shall be granted in fee to persons conveying same.**

When and so soon as all the parcels of land described in the first column of the said Schedule shall have been so conveyed each parcel of land described in the second column of the said Schedule shall be granted in fee to the person or persons conveying the parcel of land standing opposite to it in the first column in exchange for the land conveyed by them.

**3. Title.**

This Ordinance shall be intituled and may be cited as "The Diversion of Roads Special Ordinance No. 2, 1875."

**Schedule.**

<b>First Column.</b>	<b>Second Column.</b>
<p>All that piece or parcel of land containing by admeasurement 4 acres 2 roods 4 perches (more or less) being part of rural sections Nos. 336 and 1007 commencing at a point on the northern side of the Beach Road forming the southern boundary of section 336 the said point being about 9 chains distant from the south-east corner thereof thence north-westerly by a line parallel to and 4 chains distant from the road forming part of the south western boundary of the aforesaid section No. 336 a distance of 24 chains 25 links thence northerly at an angle of 162deg. a distance of 18 chains 50 links thence north-easterly at an angle of 164deg. a distance of 4 chains to the Mill Road passing through section No. 1007 in a north-easterly direction thence north-easterly along the south-eastern side of the latter road a distance of about 3 chains 30 links thence southerly by lines parallel to the western boundary and one chain distant therefrom to the Beach Road before mentioned and from thence returning westerly along the same to the commencing point and more particularly delineated and described by the plan hereunto annexed and coloured red thereon Save and except that portion of the road leading to Little Akaloa and also the road forming part of the north-western boundary of the aforesaid section No. 336 which cross the above-described land for which roads allowance has been made in the acreage.</p>	<p>All that piece or parcel of land containing by admeasurement 3 acres and 10 perches (more or less) being that portion of the Mill Road passing through rural sections Nos. 336 and 1007 and extending from the north-western boundary of the latter section to a line being in continuation of the north-western boundary of the School Reserve and more particularly delineated and described by the plan hereunto annexed and coloured green thereon Save and except that portion of the above described land which is required in connection with the proposed new road passing through sections 336 and 1007.</p>
<p>All that piece or parcel of land containing by admeasurement 33 perches (more or less) being part of rural section No. 1007 commencing at a point on the north-</p>	<p>All that piece or parcel of land containing by admeasurement 1 acre 2 roods 31 perches (more or less) being that portion of the road 1 chain wide forming part of</p>

<p>western boundary thereof where it is intersected by the north-western side of the Mill Road passing in a north-easterly direction through the aforesaid section 1007 thence south-westerly by a line bearing 191deg. (mag.) a distance of 7 chains to the road before mentioned and from thence returning north-easterly along the same to the commencing point and more particularly delineated and described by the plan hereunto annexed and coloured red thereon.</p>	<p>the north-eastern boundary of section No. 336 and extending from the south-eastern boundary of section 1759 in a north-westerly and south-westerly direction along the aforesaid section No. 336 to the Mill Road passing through sections Nos. 336 and 1007 and more particularly delineated and described by the plan hereto annexed and coloured green thereon. Save and except that portion of the above described land which is required in connection with the proposed new road passing through sections 336 and 1007.</p>
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### **15. The Diversion of Roads Special Ordinance No 3 Ordinance 1875**

Whereas by an Act of the General Assembly of New Zealand intituled "The Highways and Watercourses Diversion Act 1858 " it is enacted that it shall be lawful for the Superintendent of any Province with the advice and consent of the Provincial Council thereof by any Law or Ordinance to be made or ordained for that purpose to authorise and empower the Superintendent to divert or stop up any public street road highway or thoroughfare in any such Province and also to exchange the land over which any such public street road highway or thoroughfare was laid out or passed And also that it should be lawful for the Governor in the name and on behalf of Her Majesty to make and execute Crown Grants of any land which should be so exchanged:

And whereas by an Act of the General Assembly of New Zealand intituled "The Provincial Council Powers Extension Act 1865" it is enacted that it shall be lawful for the Superintendent and Provincial Council of any Province and notwithstanding the restriction contained in the Tenth Sub-section of the Nineteenth Section of the Constitution Act to ordain or pass any Law or Ordinance which but for such restriction might have been ordained or passed by such Superintendent and Council affecting any part of the Waste Lands of the Crown within the Province which then was or hereafter should be a public street road highway or thoroughfare:

And whereas it is for the public benefit that parcels of land described in the first column of the Schedule hereto should become a public highway in lieu of the parcels of land described in the second column of the said Schedule and that the last-mentioned parcels of land should cease to be a public road and should be

granted in exchange for the first-mentioned parcels of land in the manner hereinafter mentioned:

Be it therefore enacted by the Superintendent of the said Province with the advice and consent of the Provincial Council thereof as follows:

**1. When lands described in first column of Schedule have been conveyed to Superintendent the public highway shall be stopped up.**

When and so soon as all the parcels of land described in the first column of the Schedule hereto shall have been conveyed to the Superintendent and his successors for a public road the same shall be and remain for ever a public highway and the public highway passing over the parcels of land described in the second column of the said Schedule shall be stopped up.

**2. When lands described in first column of Schedule have been so conveyed lands described in second column shall be granted in fee to persons conveying same.**

When and so soon as all the parcels of land described in the first column of the said Schedule shall have been so conveyed each parcel of land described in the second column of the said Schedule shall be granted in fee to the person or persons conveying the parcel of land standing opposite to it in the first column in exchange for the land conveyed by them.

**3. Title.**

This Ordinance shall be intituled and may be cited as "The Diversion of Roads Special Ordinance No. 3, 1875."

**Schedule.**

<b>First Column.</b>	<b>Second Column.</b>
All that piece or parcel of land one chain wide containing by admeasurement four acres two roods and five perches more or less being part of rural section No. 6309 the centre line of which commences at a point on the north-western side of the Great South Road distant three chains eighty-one links from the easternmost corner of section 6286 thence north-westerly at a right angle with the said road thirty .six chains forty links thence north-easterly at an angle of one hundred and twenty-six deg. five chains sixty-six links thence northerly at an angle of one hundred and fifty-two	All that piece or parcel of land containing by admeasurement six acres and sixteen perches more or less being that portion of the road one chain wide forming the north-western boundary of section 6286 extending from the proposed new road through section No. 6309 to a line in continuation of the western boundary of Section 16587 bounded on the north-westward by sections Nos. 16587 and 17030 and on the south-eastward by sections Nos. 6286 and 6309 and more particularly delineated and described by the plan hereunto annexed and coloured green thereon.



deg. twenty-six min. a distance of about three chains thirty links being bounded on the south-eastward by the Great South Road aforesaid on the north-eastward and south-westward respectively by lines parallel to and fifty links distant from the centre lines above described and on the north-westward by the road forming the north-western boundary of the aforesaid section No. 6309 and more particularly delineated and described by the plan hereunto annexed and coloured red thereon.	
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## **16. Diversion of Roads, Special No 5 Ordinance 1875**

Whereas by an Act of the General Assembly of New Zealand intituled "The Highways and Watercourses Diversion Act 1858 " it is enacted that it shall be lawful for the Superintendent of any Province with the advice and consent of the Provincial Council thereof by any Law or Ordinance to be made or ordained for that purpose to authorise and empower the Superintendent to divert or stop up any public street road highway or thoroughfare in any such Province and also to exchange the land over which any such public street road highway or thoroughfare was laid out or passed And also that it should be lawful for the Governor in the name and on behalf of Her Majesty to make and execute Crown Grants of any land which should be so exchanged:

And whereas by an Act of the General Assembly of New Zealand intituled "The Provincial Council Powers Extension Act 1865" it is enacted that it shall be lawful for the Superintendent and Provincial Council of any Province and notwithstanding the restriction contained in the Tenth Sub-section of the Nineteenth Section of the Constitution Act to ordain or pass any Law or Ordinance which but for such restriction might have been ordained or passed by such Superintendent and Council affecting any part of the Waste Lands of the Crown within the Province which then was or hereafter should be a public street road highway or thoroughfare:

And whereas it is for the public benefit that parcels of land described in the first column of the Schedule hereto should become a public highway in lieu of the parcels of land described in the second column of the said Schedule and that the last-mentioned parcels of land should cease to be a public road:

Be it therefore enacted by the Superintendent of the said Province with the advice and consent of the Provincial Council thereof as follows:

And whereas it is for the public benefit that parcels of land described in the first column of the Schedule hereto should become a public highway in lieu of the parcels of land described in the second column of the said Schedule and that the last-mentioned parcels of land should cease to be a public road and should be granted in exchange for the first-mentioned parcels of land in the manner hereinafter mentioned:

Be it therefore enacted by the Superintendent of the said Province with the advice and consent of the Provincial Council thereof as follows:

**1. When lands described in first column of Schedule have been conveyed to Superintendent the public highway shall be stopped up.**

When and so soon as all the parcels of land described in the first column of the Schedule hereto shall have been transferred to the Superintendent and his successors for a public road the same shall be and remain for ever a public highway and the public highway passing over the parcel of land described in the second column of the said Schedule shall be stopped up.

**2. Title.**

This Ordinance shall be intituled and may be cited as "The Diversion of Roads Special Ordinance No. 5, 1875."

**Mount Somers Road District.**

**Gould and Cameron's.**

**Schedule.**

<b>First Column.</b>	<b>Second Column.</b>
All that piece or parcel of land being part of rural section No. 5127 containing by admeasurement 2 roods and 6 perches more or less bounded on the northward by the northern boundary of section 5127 on the southward by the road forming the southern boundary thereof on the eastward by a line drawn from a point on the northern boundary of the said section about 30 chains 40 links from the north-eastern corner thereof to a point on the southern boundary of the same section about 32 chains from its easternmost	All that piece or parcel of land containing by admeasurement 12 acres and 6 perches more or less being that portion of the road forming the south-western boundary of section 14933 extending from the road forming the north-eastern boundary of section 15003 and also from the proposed new road running through sections Nos. 16559 and 5127 to the road forming the southern boundary of the latter section and more particularly delineated and described by the plan hereunto annexed and coloured green

<p>corner and on the westward by a line parallel to the eastern boundary and one chain distant therefrom and more particularly delineated and described by the plan hereunto annexed and coloured red thereon.</p> <p>All that piece or parcel of land being part of rural section No. 16559 containing by admeasurement 2 roods 3 perches more or less bounded on the northwestward and south-eastward respectively by the north-western and south-eastern boundaries of the said section on the eastward by a line drawn from a point on the aforesaid north-western boundary about 1 chain 70 links from the northernmost corner of section 16559 to a point on the south-eastern boundary of the same section about 3 chains from the easternmost corner thereof and on the westward by a line parallel to the eastern boundary and one chain distant therefrom and more particularly delineated and described by the plan hereunto annexed and coloured red thereon.</p>	<p>thereon.</p>
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### **17. The Diversion of Roads Special No 6 Ordinance 1875**

Whereas by an Act of the General Assembly of New Zealand intituled "The Highways and Watercourses Diversion Act 1858 " it is enacted that it shall be lawful for the Superintendent of any Province with the advice and consent of the Provincial Council thereof by any Law or Ordinance to be made or ordained for that purpose to authorise and empower the Superintendent to divert or stop up any public street road highway or thoroughfare in any such Province and also to exchange the land over which any such public street road highway or thoroughfare was laid out or passed And also that it should be lawful for the Governor in the name and on behalf of Her Majesty to make and execute Crown Grants of any land which should be so exchanged:

And whereas by an Act of the General Assembly of New Zealand intituled "The Provincial Council Powers Extension Act 1865" it is enacted that it shall be lawful for the Superintendent and Provincial Council of any Province and notwithstanding the restriction contained in the Tenth Sub-section of the Nineteenth Section of the Constitution Act to ordain or pass any Law or Ordinance which but for such restriction might have been ordained or passed by such Superintendent and Council affecting any part of the Waste Lands of the Crown within the Province which then was or hereafter should be a public street road highway or thoroughfare:

And whereas it is for the public benefit that parcels of land described in the first column of the Schedule hereto should become a public highway in lieu of the parcels of land described in the second column of the said Schedule and that the last-mentioned parcels of land should cease to be a public road and should be granted in exchange for the first-mentioned parcels of land in the manner hereinafter mentioned:

Be it therefore enacted by the Superintendent of the said Province with the advice and consent of the Provincial Council thereof as follows:

Be it therefore enacted by the Superintendent of the said Province with the advice and consent of the Provincial Council thereof as follows:

**1. When lands described in first column of Schedule have been conveyed to Superintendent the public highway shall be stopped up.**

When and so soon as all the parcels of land described in the first column of the Schedule hereto shall have been conveyed to the Superintendent and his successors for a public road the same shall be and remain for ever a public highway and the public highway passing over the parcels of land described in the second column of the said Schedule shall be stopped up.

**2. When lands described in first column of Schedule have been so conveyed lands described in second column shall be granted in fee to persons conveying same.**

When and so soon as all the parcels of land described in the first column of the said Schedule shall have been so transferred as aforesaid the parcel of land described in the second column of the said Schedule shall be granted in fee to the person or persons transferring the parcel of land described in the first column in exchange for the land transferred by him.

**3. Title.**

This Ordinance shall be intituled and may be cited as "The Diversion of Roads Special Ordinance No. 6, 1875."

**Schedule.**

**Cust Road District.**

**Wm. Morrison.**

<b>First Column.</b>	<b>Second Column.</b>
Description of land proposed to be dedicated as a public road All that piece or parcel of land containing by admeasurement three roods and six perches more or less being part of rural section No. 7762 bounded on the south-eastward by section No. 7321 on the northward by the road forming the southern boundary of Sections Nos. 7678 and 7762 on the south-westward by the road forming the north-eastern boundary of section No. 7746 and on the north-westward by a line parallel to the south-eastern boundary and one chain distant therefrom and more particularly delineated and described by the plan hereunto annexed and coloured red thereon.	Description of Road to be abandoned All that piece or parcel of land one chain wide containing by admeasurement one acre and eighteen perches more or less being that portion of the road forming the southern boundary of sections Nos. 7678 and 7762 bounded on the northward and southward by section No. 7762 on the westward by the road forming the north-eastern boundary of section No. 7746 and on the eastward by a line in continuation of the south-eastern boundary of the latter section and more particularly delineated and described by the plan hereunto annexed and coloured green thereon.

**18. The Diversion of Roads, Special No 7 Ordinance 1875**

Whereas by an Act of the General Assembly of New Zealand intituled "The Highways and Watercourses Diversion Act 1858 " it is enacted that it shall be lawful for the Superintendent of any Province with the advice and consent of the Provincial Council thereof by any Law or Ordinance to be made or ordained for that purpose to authorise and empower the Superintendent to divert or stop up any public street road highway or thoroughfare in any such Province and also to exchange the land over which any such public street road highway or thoroughfare was laid out or passed And also that it should be lawful for the Governor in the name and on behalf of Her Majesty to make and execute Crown Grants of any land which should be so exchanged:

And whereas by an Act of the General Assembly of New Zealand intituled "The Provincial Council Powers Extension Act 1865" it is enacted that it shall be lawful for the Superintendent and Provincial Council of any Province and

notwithstanding the restriction contained in the Tenth Sub-section of the Nineteenth Section of the Constitution Act to ordain or pass any Law or Ordinance which but for such restriction might have been ordained or passed by such Superintendent and Council affecting any part of the Waste Lands of the Crown within the Province which then was or hereafter should be a public street road highway or thoroughfare:

And whereas it is for the public benefit that parcels of land described in the first column of the Schedule hereto should become a public highway in lieu of the parcels of land described in the second column of the said Schedule and that the last-mentioned parcels of land should cease to be a public road and should be granted in exchange for the first mentioned parcel of land in manner hereinafter mentioned:

Be it therefore enacted by the Superintendent of the said Province with the advice and consent of the Provincial Council thereof as follows:

**1. When lands described in first column of Schedule have been conveyed to Superintendent the public highway shall be stopped up.**

When and so soon as all the parcels of land described in the first column of the Schedule hereto shall have been conveyed to the Superintendent and his successors for a public road the same shall be and remain for ever a public highway and the public highway passing over the parcels of land described in the second column of the said Schedule shall be stopped up.

**2. When lands described in first column of Schedule have been so conveyed lands described in second column shall be granted in fee to persons conveying same.**

When and so soon as all the parcels of land described in the first column of the said Schedule shall have been so conveyed as aforesaid the parcel of land described in the second column of the said Schedule shall be granted in fee to the person or persons transferring the parcel of land described in the first column in exchange for the land conveyed by him.

**3. Title.**

This Ordinance shall be intituled and may be cited as "The Diversion of Roads Special Ordinance No. 7, 1875."

**Schedule.**

**Akaroa and Wainui Road District, Robinson's Bay.**

**John Duxbury.**

<b>First Column.</b>	<b>Second Column.</b>
Description of land to be dedicated as a	Road to be abandoned

<p>public road, being part of Rural Section 11300</p> <p>All that piece or parcel of land containing by admeasurement 19 perches more or less being part of rural section No. 11300 commencing at a point on the northern side of the Old Okain's Bay Road 218 links east of its junction with the Spur Road thence easterly along the first mentioned road 1 chain 32 links thence northerly by a line bearing 347 deg. (mag.) a distance of 2 chains to the Valley Road forming the north-western boundary of section 11300 thence southerly and westerly along the latter road to a point distant one chain from and measured at right angles to the eastern boundary and from thence returning by a straight line 1 chain 32 links to the commencing point.</p>	<p>All that piece or parcel of land containing by admeasurement 28 perches more or less being that portion of the Valley Road forming the north-western boundary of section No. 11300 bounded on the southward by that section on the northward by section 11299 on the westward by the Spur Road and on the eastward by a line bearing 347 deg. (mag.) drawn from a point on the northern side of the Old Okain's Bay Road situated 218 links from its junction with the Spur Road before mentioned.</p>
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### **19. The Diversion of Roads Special No 8 Ordinance 1875**

Whereas by an Act of the General Assembly of New Zealand intituled "The Highways and Watercourses Diversion Act 1858 " it is enacted that it shall be lawful for the Superintendent of any Province with the advice and consent of the Provincial Council thereof by any Law or Ordinance to be made or ordained for that purpose to authorise and empower the Superintendent to divert or stop up any public street road highway or thoroughfare in any such Province and also to exchange the land over which any such public street road highway or thoroughfare was laid out or passed

And also that it should be lawful for the Governor in the name and on behalf of Her Majesty to make and execute Crown Grants of any land which should be so exchanged:

And whereas by an Act of the General Assembly of New Zealand intituled "The Provincial Council Powers Extension Act 1865" it is enacted that it shall be lawful for the Superintendent and Provincial Council of any Province and notwithstanding the restriction contained in the Tenth Sub-section of the Nineteenth Section of the Constitution Act to ordain or pass any Law or

Ordinance which but for such restriction might have been ordained or passed by such Superintendent and Council affecting any part of the Waste Lands of the Crown within the Province which then was or hereafter should be a public street road highway or thoroughfare:

And whereas it is for the public benefit that parcels of land described in the first column of the Schedule hereto should become a public highway in lieu of the parcels of land described in the second column of the said Schedule and that the last-mentioned parcels of land should cease to be a public road and should be granted in exchange for the first-mentioned parcels of land in the manner hereinafter mentioned:

Be it therefore enacted by the Superintendent of the said Province with the advice and consent of the Provincial Council thereof as follows:

**1. When lands described in first column of Schedule have been conveyed to Superintendent the public highway shall be stopped up.**

When and so soon as all the parcels of land described in the first column of the Schedule hereto shall have been conveyed to the Superintendent and his successors for a public road the same shall be and remain for ever a public highway and the public highway passing over the parcels of land described in the second column of the said Schedule shall be stopped up.

**2. When lands described in first column of Schedule have been so conveyed lands described in second column shall be granted in fee to persons conveying same.**

When and so soon as all the parcels of land described in the first column of the said Schedule shall have been so conveyed as aforesaid the parcel of land described in the second column of the said Schedule shall be granted in fee to the person or persons transferring the parcel of land described in the first column in exchange for the land conveyed by him.

**3. Title.**

This Ordinance shall be intituled and may be cited as "The Diversion of Roads Special Ordinance No. 7, 1875."

**Schedule.**

**Akaroa and Wainui Road District, Robinson's Bay.**

**B. Shadbolt (Head of the Bay, Akaroa.)**

<b>First Column.</b>	<b>Second Column.</b>
Description of land to be dedicated as a public road	



<p>All that piece or parcel of land containing by admeasurement two roods thirty-one perches more or less being part of rural section No. 187 commencing at a point on the western boundary of that section the said point being situate two chains thirty-five links north of the southernmost corner thereof thence northerly along the aforesaid western boundary one chain fifteen links thence easterly by a straight line seven chains sixty-two links to a point on the Beach Road distant eight chains ten links from the aforesaid southernmost corner of section No. 187 thence south-westerly along the said Beach Road four chains sixty links thence northerly by a curve of fifty links radius a distance of one chain and from thence returning by a straight line three chains fifteen links to the commencing point and more particularly delineated and described by the plan hereunto annexed and coloured red thereon.</p>	
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### **Description of road to be abandoned**

All that piece or parcel of land containing by admeasurement one rood one perch more or less being that portion of the road dividing sections Nos. 187 and 571 commencing at the junction of the western side of the road forming the western boundary of section No. 187 with the road reserved along high water mark thence north-easterly along the latter road to the southernmost corner of section No. 187 thence northerly along the western boundary thereof two chains thirty-five links thence westerly by a straight line to a point on the eastern boundary of the aforesaid section No. 571 distant three chains fifty-seven links north of the junction before mentioned and from thence returning along the said eastern boundary of section No. 571. to the commencing point and more particularly delineated and described by the plan hereunto annexed and coloured green thereon.

## **20. The Public Libraries Ordinance 1875.**

[3<sup>rd</sup> September, 1875.]

Whereas by authority of “The Public Reserves Act 1854” and by conveyances for that purpose certain lands have been and are now or may hereafter be vested in the Superintendent of the Province of Canterbury upon trust for Public Libraries And whereas it is expedient to make provision for the management and administration of all such reserves and of the buildings erected thereon and the Libraries therein contained:

Be it therefore enacted by the Superintendent of the said Province with the advice and consent of the Provincial Council thereof as follows

### **1. Ordinance not to be in force in certain districts.**

This Ordinance shall have no force in any district in which The Public Libraries’ Act 1869” shall have been adopted in accordance with the provisions of the said Act.

### **2. Superintendent may elect managers of land and buildings from among subscribers.**

It shall be lawful for the Superintendent with the advice of the Executive Council on the requisition of the managing body of any Library contained in any building erected on any land vested in or leased for a period of not less than ten years to the said Superintendent to appoint from amongst the subscribers to the same so many persons as he shall think fit being not less than three nor more than nine to be managers of such land and of the buildings erected thereon and of the Library and furniture contained therein and such managers shall continue in office until the election of their successors as hereinafter provided.

### **3. Management of Library and purposes for which same shall be maintained.**

The management of such Library shall forthwith be vested in such managers and their successors and the purposes for which they shall maintain the same shall be to form or provide and carry on—

- (1) A lending and a reference Library.
- (2) A Reading-room with a supply of newspapers and periodicals.
- (3) Meetings for social and intellectual improvement.
- (4) Educational classes and lectures.
- (5) The collection of scientific apparatus or other things illustrative of science or useful for education.

(6) The providing rational amusement and recreation.

Under such regulations as may from time to time be made by the members.

**4. Annual Meeting for election of managing Committee.**

There shall be a general meeting of the subscribers to such Library in the month of April in each year or so soon thereafter as may be found convenient and a Committee of Management for the ensuing year shall be elected at such meeting Provided that until such elections have taken place the managers appointed by the Superintendent shall continue to hold office.

**5. Rules.**

The Rules contained in the Schedule to this Ordinance shall be the Rules for the government and management of such Library until altered amended varied or rescinded by two-thirds of the subscribers present at the annual general meeting: Provided that no such alterations or amendments shall have any force until approved by the Superintendent in Council.

**6. Interpretation.**

The term Library shall be taken to mean and include Mechanics' Institute,"Athenaeum," "Reading-room."

**7. Title.**

The Short Title of this Ordinance shall be "The Public Libraries Ordinance 1875."

**Schedule.**

1. The general management of the Library shall be vested in a Committee consisting of a President Treasurer Secretary and Committeemen four of whom shall form a quorum.
2. The objects of the Committee of Management shall be to provide a suitable Library and Reading-room and by every other attainable means to promote the diffusion of information and instruction in literature science and art.
3. An annual meeting of the members shall take place on the second Monday in April in each year or as soon thereafter as may be found convenient for the election of officers and for general business Eight members shall form a quorum at these meetings.
4. The office bearers shall be elected annually. Out-going members of the committee shall be eligible for re-election.

5. It shall be competent for any three of the office-bearers or any ten of the members by a written requisition stating the proposed object to require the secretary to convene a special general meeting of the members of the Committee, of Management and the secretary on receiving such a requisition shall be bound to announce such a meeting forthwith by advertisement in the newspapers at least eight days previous to the meeting Only the subject stated in the requisition shall be discussed at such meetings.

6. The committee shall meet quarterly or more frequently if necessary and the secretary and treasurer shall take their instructions at these meetings The secretary shall have charge of the property of the Library and of all correspondence The treasurer shall attend to the collection of money and the payment of accounts Auditors shall be chosen annually one by the committee and one by the members at the annual general meeting.

7. No building for the purpose of the Library shall be erected or purchased or enlarged unless authorised by a resolution of two-thirds of the members present at a general meeting of the subscribers.

8. All persons desirous of becoming members must be approved of by the Managing Committee The annual subscription shall not be less than ten shillings or two shillings and sixpence per quarter payable in advance.

9. Strangers visiting the district when introduced by a member shall be allowed the use of the Reading-room gratuitously for one month.

10. A life membership may be purchased by the payment of not less than £5.

## **21. The Educational Reserves Leasing Ordinance, No. 2, 1875.**

[16<sup>th</sup> August, 1875.]

Whereas by several Crown Grants bearing the dates respectively as contained in the Schedule hereto all those parcels of land described in the said Crown Grants and delineated in the plans drawn in the margin thereof with all the rights and appurtenances thereto belonging were granted unto the Superintendent of the Province of Canterbury and his successors in the Trust as an Endowment for Schools of Technical Science and Agriculture and for the promotion of Superior Education and whereas it is expedient that certain resolutions of the Provincial Council authorising the Superintendent to lease to the present holders of depasturing licenses the said Reserves upon the same terms and conditions as

the same were held under the provisions of the Waste Lands Regulations for the Province of Canterbury:

Be it therefore enacted by the Superintendent of the Province of Canterbury with the advice and consent of the Provincial Council thereof as follows

**1. Superintendent may lease lands to the holders of the depasturing licenses over the same at time Reserves were made.**

It shall be lawful for the Superintendent to lease the said lands now included in the Crown Grants mentioned in the Schedule hereto to the persons their executors administrators or assigns respectively who at the time such reserves were made were the holders of the depasturing licenses under the said Waste Lands Regulations upon the same terms and conditions as the same were held under the provisions of the said Waste Lands Regulations and also hereafter further to lease the same upon such terms as may by law be fixed as the terms upon which depasturing licenses shall be held from the year 1880.

**2. Superintendent shall reserve rights of mortgagees or other persons beneficially interested in right to depasturing stock.**

The Superintendent shall in all such leases respectively reserve rights if any of all mortgagees or other persons who may for the time being interested by transfer or otherwise in the right to depasture stock on such lands under the provisions of the said Waste Lands Regulations aforesaid.

**3. Superintendent may convey Reserves 1357 and 1577 to the Canterbury College.**

When and as soon as the leases of the said lands shall have been duly signed and executed it shall be lawful for the Superintendent to convey and assure the said lands included in Reserves numbered respectively 1357 and 1577 unto the Canterbury College incorporated under and by virtue of "The Canterbury College Ordinance 1873" subject to the leases thereof so to be granted as aforesaid to be held by the said College upon trust for the several purposes respectively referred to in the Crown Grants of the said Reserves 1357 and 1577 Provided always that it shall be obligatory upon the said College to sell and dispose of the said lands in parcels at the price and upon the same terms and conditions as those upon which the Waste Lands of the Crown in the Province of Canterbury are now open to sale pursuant to the Canterbury Waste Lands Regulations to all and every person and persons applying to purchase the same and that the moneys realised by every such sale shall be held and applied by the said College upon and for the same purposes respectively as are declared in the Crown Grant or Grants of the lands of which the portions respectively sold form part.

**4. Title.**

This Ordinance shall be intituled and may be cited as "The Educational Reserves Leasing. Ordinance, No. 2, 1875."

## Schedule.

Number of Reserve as delineated in red on the Map of the Chief Surveyor of the Province of Canterbury.	District	Acreage	Date of Crown Grant.
1357	Ashburton... ..	53,000	13th April 1875
1574	Waitangi.....	61,000	13th April 1875
1575	Timaru... ..	34,950	13th April 1875
1576	Timaru... ..	5,000	13th April 1875
	Upper		
1577	Waimakariri ... ..	64,640	13th April 1875

## 22. The Railway Tolls and Management Ordinance 1875.

[16<sup>th</sup> August 1875.]

Whereas by an Act of the General Assembly of New Zealand intituled "The Canterbury Great Southern Railway Act 1864" it is enacted inter alia:

That tolls fares and charges for passengers animals carriages goods merchandise minerals articles matters and things conveyed on the Great Southern Railway shall be payable to and receivable by the Superintendent at rates not exceeding a maximum to be from time to time fixed by an Ordinance of the Provincial Legislature of Canterbury and shall be deemed to be tolls fares and charges authorised by the said Acts and that the said Acts so far as concerns the management of the said Railway and the exercise of the powers by the said Act or by any Act incorporated therewith vested in the Superintendent and all matters incidental thereto may be altered by any Ordinance of the Superintendent and Provincial Council of the Province of Canterbury And whereas in the said Act certain parts of an Act of the Imperial Parliament intituled "The Railway Clauses Consolidation Act 1845" are incorporated which provide generally for the working and management of the Railway from Christchurch to Lyttelton and the branch to Ferrymead and Great Southern Railway and for levying tolls thereon And whereas by an Ordinance of the Superintendent and Provincial Council intituled "Railway Tolls and Management Ordinance 1867 Amendment Ordinance 1868" the Schedule to the Ordinance aforesaid was

repealed and an amended Schedule substituted And whereas by an Ordinance of the Superintendent and Provincial Council of Canterbury intituled "The Railway Tolls and Management Ordinance 1872" "The Railway Tolls and Management Ordinance 1867" and "Railway Tolls and Management Ordinance 1867 Amendment Ordinance 1868" except as to any lease made or any proceedings commenced or things done thereunder were repealed And whereas it is expedient that further provisions should be made for the working and management of the Railway from Lyttelton to Christchurch and the Great Southern Railway and that tolls fares and charges should be fixed to be levied and charged for the use of the said Railways:

Be it therefore enacted by the Superintendent of the Province of Canterbury by and with the advice and consent of the Provincial Council thereof as follows

**1. Repealing Clause.**

"The Railway Tolls and Management Ordinance 1872" and "The Railway Tolls and Management Ordinance Amendment Ordinance 1874" except as to any lease made or any proceedings commenced or things done thereunder are hereby repealed.

**2. Passengers and goods may be carried at charges not exceeding tolls specified in Schedule.**

It shall be lawful for the Superintendent by his officers agents and servants to use and employ locomotive engines or other moving power and carriages and waggons to be drawn or propelled thereby and to carry and convey upon the said Railways all such passengers and goods as shall be offered to him or them for that purpose and to make such reasonable charges in respect thereof as he may from time to time with the advice of his Executive Council determine upon not exceeding the tolls specified in the Schedule to this Ordinance.

**3. Ordinary liabilities to Superintendent, &c., as carriers.**

Nothing in this Ordinance contained shall extend to charge or make liable the Superintendent his officers agents or servants further or in any other case than where according to the laws of New Zealand stage coach proprietors and common carriers would be liable nor shall extend in any degree to deprive the Superintendent his officers agents or servants of any protection or privilege which common carriers or stage coach proprietors may be entitled to but on the contrary the Superintendent his officers agents and servants shall at all times be entitled to the benefit of every such protection and privilege.

**4. What tolls and charges to be made.**

It shall not be lawful for the Superintendent his officers agents or servants at any time to demand or take a greater amount of toll or make any greater charge for the carriage of passengers or goods or anything done in connection with the said Railway than they are by this Ordinance authorised to demand and upon

payment of the tolls and charges from time to time demandable all persons shall be entitled to use the Railway.

**5. Such Tolls and Charges to be exhibited.**

A list of all the tolls and charges authorised by this Ordinance to be taken and which shall be exacted by the Superintendent shall be published by the same being painted upon one toll board or more in distinct black letters on a white ground or white letters on a black ground or by the same being printed in legible characters on paper affixed to such board and by such board being exhibited in some conspicuous place on the Stations or places where such tolls shall be made payable.

**6. Payment of Tolls and Charges.**

The tolls and charges shall be paid in such manner and under such regulations as the Superintendent shall by notice to be annexed to the list of tolls appoint.

**7. In case of failure to pay Tolls and Charges.**

If on demand any person fail to pay the tolls and charges due in respect of any goods it shall be lawful for the Superintendent his officers agents or servants to detain and sell such or any part of such goods or if the same shall have been removed from the premises occupied by or appurtenant to the Railway to detain and sell any other goods within such premises belonging to the party liable to pay such tolls and charges and out of the moneys arising from such sale to retain the tolls payable as aforesaid and all charges and expenses of such detention and sale rendering the overplus (if any) of the moneys arising by such sale and such of the goods as shall remain unsold to the person entitled thereto or it shall be lawful for the Superintendent to recover any such tolls as a debt due to him.

**8. Account in writing to be rendered of Goods to be carried.**

Every person being the owner or having the care of any carriage or goods passing or being upon the Railway shall on demand give to the Collector of Tolls at the places where he attends for the purpose of receiving goods or of collecting tolls and charges for the part of the Railway on which such carriage or goods may have travelled or be about to travel an account in writing signed by him of the number or quantity of goods conveyed by any such carriage and of the point on the Railway from which such carriage or goods have set out or are about to set out and at what point the same are intended to be unloaded or taken off the Railway.

**9. Penalty for rendering false account.**

If any such owner or other such person give a false account or unload or take off any part of his lading or goods at any place with intent to avoid the payment of any tolls or charges payable in respect thereof he shall for every such offence be liable to a penalty not exceeding ten pounds for every ton of goods or for any parcel not exceeding one hundred weight and so in proportion for any less quantity of goods than one ton or for any parcel exceeding one hundred weight



(as the case may be) which shall be upon any such carriage and such penalty shall be in addition to the toll and charges to which such goods may be liable Provided always that the total penalty in respect of any single offence shall not exceed the sum of one hundred pounds.

#### **10. Certain goods not to be carried.**

No person shall be entitled to carry or require the Superintendent his officers agents or servants to carry upon the Railway any aquafortis oil of vitrol gunpowder lucifer matches or any other goods which in the judgment of the Superintendent his officers agents or servants may be of a dangerous nature And if any person send or attempt to send by the Railway any such goods without distinctly marking their nature on the outside of the package containing the same or otherwise giving notice in writing to the book-keeper or other servant of the Superintendent with whom the same are left at the time of so sending he shall be liable to a penalty of Twenty Pounds for every such offence And it shall be lawful for the Superintendent his officers agents or servants to refuse to take any parcel that they may suspect to contain goods of a dangerous nature or require the same to be opened to ascertain the fact.

#### **11. By-laws.**

The Superintendent from time to time may make By-laws for the following purposes that is to say—

For fixing the amount of fares for the conveyance of Passengers and the charges for the carriage of animals and goods upon the said Railways.

For fixing the amount of tolls upon animals and goods received or delivered upon or from any wharf pier or jetty in connection with the said Railways.

For fixing the amount of charges upon animals and goods received into stored in and delivered from any warehouse station yard and premises connected with the said Railways.

For fixing the amount of charges for the use of cranes hoists or other machinery for the loading and unloading of animals and goods from or at any wharf pier or jetty and premises connected with the said Railways.

For regulating the mode by which and the speed at which carriages on the said Railways are to be moved or propelled.

For regulating the time of the arrival and departure of any such carriages.

For regulating the loading or unloading of such carriages and the weights which they are respectively to carry.

For regulating the receipt and delivery of goods and other things which are to be conveyed upon each carriage.

For regulating the conduct of the officers and servants employed in the departments of said Railways.

For preventing the smoking of tobacco and the commission of any other nuisance in or upon such carriages or in any of the stations or premises connected with the said Railways.

For regulating the shipping and unshipping landing warehousing storing depositing and removing of all animals and goods from or at any wharf jetty or pier station or premises connected with said Railways.

For regulating the duties and conduct of the porters and carriers employed on any premises connected with the said Railways and fixing the charges to be paid to them for carrying any goods articles or things from or to the same.

And generally for regulating the travelling and traffic upon or using and working of the said Railways wharfs piers and jetties in connection therewith and for the maintenance of good order thereon And the Superintendent may from time to time alter vary and rescind such By-Laws or any of them and make others in lieu thereof as often as he shall think fit.

But no such By-Laws shall authorise the closing of the said Railways or prevent the passage of engines or carriages on the said Railways at reasonable times except at any time when in consequence of any of the works being out of repair or from any other sufficient cause it shall be necessary to close the said Railways or any part thereof.

**12. By-laws to be published in Gazette and state maximum penalty.**

Every such By-Law shall be published in the Provincial Government Gazette and state some maximum penalty not exceeding in any case Twenty Pounds for any breach thereof and such penalty may be recovered in a summary way.

**13. In case of infringement of such regulations.**

If the infraction or non-observance of any such regulations aforesaid be attended with danger or annoyance to the public or hindrance to the Superintendent his officers agents or servants in the lawful use of the Railway it shall be lawful for the Superintendent his officers agents or servants summarily to interfere to obviate or remove such danger annoyance or hindrance and forcibly to remove any person or persons causing such danger annoyance or hindrance from the premises occupied by or appurtenant to the Railway.

#### **14. Power of Superintendent to vary tolls.**

And whereas it is expedient that the Superintendent should be enabled to vary the tolls upon the Railway so as to accommodate them to the circumstances of the traffic but that such power of varying should not be used for the purpose of prejudicing or favouring particular parties or for the purpose of collusively and unfairly creating a monopoly either in the hands of the Superintendent or of particular parties it shall be lawful therefore for the Superintendent subject to the provisions and limitations herein contained from time to time to alter or vary the tolls hereby authorised to be taken either upon the whole or any particular portions of the Railway as he shall think fit but not to exceed the maximum rates specified in the Schedule to this Ordinance Provided that all such tolls be at all times charged equally to all persons and after the same rate whether per ton per mile or otherwise in respect of all passengers and of all goods or carriages of the same description and conveyed or propelled by a like carriage or engine passing only over the same portion of the line of Railway under the same circumstances and no reduction or advance in any such tolls' shall be made either directly or indirectly in favour of or against any particular company or person travelling upon or using the Railway.

#### **15. Penalty for non-payment of fare.**

If any person travel or attempt to travel in any carriage on the Railway without having previously paid his fare and with intent to avoid payment thereof or if any person having paid his fare for a certain distance knowingly and wilfully proceed in any such carriage beyond such distance without previously paying the additional fare for the additional distance and with intent to avoid payment thereof or if any person knowingly and wilfully refuse or neglect on arriving at the point to which he has paid his fare to quit such carriage every such person shall for every such offence be liable to a penalty not exceeding Two Pounds.

#### **16. Passengers to be furnished with Tickets.**

Each passenger on paying his fare will be furnished with a ticket which he is to show whenever required by any station-master or authorised porter or by the guard in charge of the train and if it be a return ticket he must allow it to be marked when required and every ticket (whether single return or periodical) must be delivered up on the demand of any porter or other servant authorised to collect tickets Single tickets not used on the day of issue or a return ticket not used within the prescribed time shall be deemed to be cancelled Any person offending against the provisions of this section shall be liable to a penalty not exceeding Five Pounds.

#### **17. Tickets not transferable.**

Tickets are not transferable and any person using or attempting to use a transferred ticket or a ticket the time for the proper use of which has expired shall be liable to a penalty not exceeding Five Pounds.

**18. Penalty for travelling in superior class or altering ticket.**

Any person knowingly and with intent to defraud travelling upon the Railway in a carriage of a superior class to that for which he is provided with a ticket or altering a return or other ticket shall be liable to a penalty not exceeding Ten Pounds.

**19. Penalty for misuse of Ticket.**

Tickets whether single or return shall be used by passengers only to convey them to the station named thereon or to a station short of that destination In no case however shall any "cheap excursion" ticket be used for any other station than that for which such ticket is issued Any person using or attempting to use a ticket in violation of the provision of this section shall be liable to a penalty not exceeding Two Pounds.

**20. Penalty for sale of Ticket.**

Any person not duly authorised by the Superintendent who shall sell or offer for sale any free pass ticket or portion of a return ticket shall be liable to a penalty not exceeding Two Pounds.

**21. Male passengers not to enter carriage or rooms set apart for females.**

No male passenger shall be allowed to enter any waiting-room or carriage set apart for the accommodation of females and any person remaining in any such room or carriage after being warned to leave the same shall be liable to a penalty not exceeding Two Pounds.

**22. Penalty for using private key to open carriage door.**

Any person not being a railway servant who shall open any carriage for the purpose of entering the same after the tickets have been examined and the carriage doors locked by the person appointed for that purpose or who shall let himself out of any carriage or attempt to do so at any station or at any time during the journey by the use of a private key or other instrument shall be liable to a penalty not exceeding Two Pounds.

**23. Penalty for travelling outside carriage.**

No person shall without the consent of the Superintendent or other authorised officer travel outside a carriage on any Railway under any circumstance or get into or upon or quit any railway carriage when the train is in motion and any person doing so or attempting to do so shall be liable to a penalty not exceeding Two Pounds.

**24. Smoking prohibited.**

Smoking is strictly prohibited in any of the Railway sheds yards offices or waiting-rooms and any person found so smoking shall be liable to a penalty not exceeding Two Pounds.

**25. Penalty for smoking in carriage not set apart for that purpose.**

Smoking is strictly prohibited in any Railway carriage except those set apart for the purpose and any person found smoking in a carriage not set apart for the purpose shall forfeit a penalty not exceeding Two Pounds and may be removed from the carriage by any railway servant.

**26. Penalty for taking dog in passenger carriage.**

Dogs will be conveyed and charged for according to printed conditions but will not on any account be allowed to accompany passengers in the carriages Any person persisting in taking a dog into a passenger carriage shall be liable to a penalty not exceeding Two Pounds.

**27. Penalty for giving gratuity.**

No gratuity shall be under any circumstances allowed to be received by a Railway servant on pain of dismissal Any person giving or offering a gratuity to any such servant shall be liable to a penalty not exceeding Two Pounds.

**28. Penalty for use of insulting or abusive language.**

Any person making use of insulting or abusive language to any Railway officer or servant while in the execution of his duty or making use of indecent or blasphemous language in any carriage or upon any Railway platform or premises shall be liable to a penalty not exceeding Five Pounds and may be removed from such carriage platform or premises by any Railway servant.

**29. Penalty for intoxication or committing nuisance.**

Any person in or upon any Railway carriage or station being in a state of intoxication or committing any nuisance or gambling or wilfully interfering with the comfort of any passenger shall be liable to a penalty not exceeding Five Pounds and to removal from such carriage or station as soon as shall be practicable.

**30. Penalty for driving animals across railway when train approaching.**

Any person driving or attempting to drive sheep horses cattle or other animals across the Railway either at an authorised crossing-place or elsewhere when an approaching train is in sight shall be liable to a penalty not exceeding Ten Pounds.

**31. Penalty for plying for hire without license.**

No driver or conductor of any hackney carriage omnibus or other public vehicle shall ply for hire within the Railway premises without a license in writing from the Superintendent or other authorised officer Any person offending contrary to this section shall be liable to a penalty not exceeding Five Pounds.

**32. Penalty for coming upon platform to remove passenger or luggage unless required to do so.**

No person will be allowed to come upon any Railway platform for the purpose of removing any passenger or luggage unless required by a passenger and

engaged by him for such purpose and no person will be allowed to come upon any Railway premises for the purpose of soliciting custom or hire Any person attempting to evade or being guilty of a breach of this section or not quitting the premises when required by a station-master or other Railway servant shall be liable to a penalty not exceeding Two Pounds.

**33. Penalty for sticking placard or bill within premises.**

Any person unless authorised by the Superintendent who shall post or stick any placard or bill within or on any of the Railway property or premises shall be subject to a penalty not exceeding Two Pounds.

**34. Penalty for wilfully injuring carriage.**

Any person who shall wilfully injure wholly or in part any of the linings or blinds or break or deface any of the windows or remove or injure any number-plate or advertisement or remove or extinguish any of the lamps or otherwise damage any Railway carriage shall be liable to a penalty not exceeding Five Pounds in addition to the payment of the amount of damage done.

**35. Penalty for selling on premises without consent of Superintendent.**

No article shall be sold on any Railway premises without the consent of the Superintendent and every person offending against the provisions of this section shall forfeit a sum not exceeding Five Pounds.

**36. Wharfage dues.**

All goods landed on or shipped from the wharves or jetties at Lyttelton belonging to or vested in the Superintendent shall be subject to wharfage and other dues rates and charges and it shall be lawful for the Superintendent to levy such wharfage and other dues rates and charges in respect of such wharves or jetties at rates not exceeding those specified in the Schedule to this Ordinance.

**37. Warehousing charges.**

It shall be lawful for the Superintendent to charge and recover warehousing charges in respect of the warehouses belonging to or vested in the Superintendent.

**38. Rates of carriage.**

The maximum rates of tolls fares dues and charges for passengers animals carriages goods merchandise grain minerals articles matters and things conveyed on the said Railways and on the wharves piers jetties and premises connected with the said Railways shall be those specified in the Schedule to this Ordinance respectively.

**39. Superintendent to make By-laws with advice and consent of Executive Council for receiving and storage of goods.**

It shall be lawful for the Superintendent by and with the advice of the Executive Council from time to time to make such By-laws and regulations for the receiving delivery and storage of goods as he may by order prescribe.

**40. Superintendent to exercise powers with advice and consent of Executive Council.**

All powers by this Ordinance given to the Superintendent shall be exercised by him by and with the advice and consent of the Executive Council and not otherwise.

**41. Title.**

This Ordinance shall be intituled and may be cited as “The Railway Tolls and Management Ordinance 1875.”

**The Schedule referred to in the Foregoing Ordinance.**

**Tolls and Charges on the Lyttelton and Christchurch Railway.**

	<b>Tolls for Haulage per mile.</b>	<b>Terminal Charges for Receiving and Delivering.</b>
Merchandise and all Goods not otherwise described by dead weight or measurement.	Sevenpence per ton.	Two shillings and sixpence per ton.
Grain and other Produce (except Hay Straw and Wool)	Sevenpence per ton.	Two shillings per ton.
Sawn Timber (100 Palings or 1000 Shingles to be considered 100 feet of Timber)	Twopence per 100 feet superficial.	Sixpence per 100 feet.
Wool per bale not exceeding 4 cwt.	Twopence per bale.	One shilling per bale.
Wool in bales exceeding 4cwt.	One halfpenny per cwt.	One shilling per bale.
Sheep Pigs or Goats.	Twelvepence per score.	Four shillings per score.
Other Animals on such		

terms and at such rates as the Superintendent and Executive Council may from time to time determine.		
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Passengers .— First Class each two shillings and sixpence Return Ticket available only on the day of issue four shillings Second Class each one shilling and sixpence Return Ticket available only on the day of issue two shillings and sixpence For any intermediate stations First Class passengers each sixpence a mile or fraction of a mile Return Tickets available only on the day of issue 25 per cent. reduction on Double Fares Second Class fourpence per mile or fraction of a mile Return Tickets 25 per cent. reduction on Double Fares.

### **Tolls on Great South Railway.**

	<b>Tolls for Haulage per mile.</b>	<b>Terminal Charges for Receiving and Delivering.</b>
Merchandise and all Goods not otherwise described by dead weight or measurement.	Fourpence per ton.	Two shillings and sixpence per ton.
Grain and other Produce (except Hay Straw and Wool)	Threepence per ton.	Two shillings per ton.
Sawn Timber (100 Palings or 1000 Shingles to be considered 100 feet of Timber)	One penny per 100 feet superficial.	Sixpence per 100 feet.
Wool per bale not exceeding 4 cwt.	One penny per bale.	One shilling per bale.
Wool in bales exceeding 4cwt.	One farthing per cwt.	One shilling per bale.
Sheep Pigs or Goats.	Sixpence per score.	Two shillings per score.
Other Animals on such terms and at such rates as		



the Superintendent and Executive Council may from time to time determine.		
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Passengers — First Class each fourpence a mile for any distance exceeding three miles Return Ticket 25 per cent. reduction upon Double Fares Second Class each three-pence a mile for any distance exceeding three miles Return Ticket at similar reduction For any intermediate Station First Class sixpence a mile not exceeding three miles Return Ticket as above Second Class not exceeding three miles fourpence a mile Return Ticket as above.

**On Lyttelton and Christchurch and Great Southern Railways respectively.**

Parcels

Not exceeding 14lbs. weight one shilling each Above 14lbs. and not exceeding 28lbs. one shilling and sixpence Every additional 28lbs. or fraction thereof sixpence

Parcels.

Above the value of ten pounds one per centum upon the value in addition to the above-named rates.

Passengers' Luggage

Not exceeding half a hundred-weight one shilling Every additional half hundred-weight or fraction thereof one shilling.

Packages.

Under quarter ton sent by Goods train to be charged as quarter ton at Goods rates.

Packages.

Packages weighing or measuring more than two tons to be charged by special agreement.

Stoves and other Castings.

Stoves and Castings (not packed) to be charged freight and a half.

Glass China Pictures and other Valuable Hazardous Goods.

On such terms and at such rates as the Superintendent and Executive Council may from time to time determine.

In all Rates calculated under this schedule any fractional part of a mile will be charged as one mile.

## **Wharf Dues.**

Merchandise.

Grain and all other goods not otherwise mentioned landed on or shipped from Government wharves two shillings and sixpence per ton of dead weight or measurement.

Wool.

Landed on or shipped from Government wharves sixpence per bale.

Timber.

Landed on or shipped from Government wharves fourpence per 100 superficial feet.

Firewood.

Landed on or shipped from Government wharves two shillings per cord.

For the use of any steam crane donkey engine or other steam power for the purpose of loading or unloading any vessel at the rate of sixpence per ton of dead weight or measurement.

Half Dues to be charged on all the above-mentioned goods if transhipped into lighters or others from vessels lying alongside the Government Wharves.

## **23. The Width of Tires Ordinance 1875**

[18<sup>th</sup> June, 1875.]

Whereas great damage is caused to the roads in the Province by the carrying of heavy weights on vehicles with narrow wheels and it is desirous to make provision for regulating the width of the Tires or Felloes of the wheels of such vehicles.

Be it enacted by the Superintendent of the said Province of Canterbury, with the advice and consent of the Provincial Council thereof, as follows:

### **1. Title.**

The short title of this Ordinance shall be "The Width of Tires Ordinance 1875."

## **2. Width of Tires.**

Upon and after the first day of March 1876 the width of the tires of all the wheels of every cart dray wain waggon or other such carriage shall be as follows:- Drawn by four horses not less than four inches Drawn by five horses not less than five inches Drawn by six horses or more not less than six inches And any person offending against the provisions of this section shall be liable to a penalty not exceeding ten pounds.

## **3. Breadth of wheels may be measured.**

It shall be lawful for any Road Board constituted under or by virtue of any Ordinance of the Superintendent and Provincial Council or for any person acting under the authority of any such Board or any policeman or constable to measure the breadth of the wheels of any cart dray wain or waggon or other carriage affected by the second section of this Ordinance And every owner or driver of any such cart dray wain or waggon or other carriage after such measuring and examination shall have been lawfully required refusing to permit the same or turning or driving out of the road in order to evade or avoid the same or in any way hindering or obstructing the same shall for every such offence be liable to a penalty not exceeding the sum of five pounds.

## **4. This Ordinance not to apply in certain cases.**

Nothing herein contained shall apply to any vehicle upon springs used exclusively for carrying passengers or other persons and their luggage or for the carriage of Her Majesty's mails or to the conveyance of any piece of heavy machinery which cannot be taken apart without great expense or loss.

## **5. Vehicles plying to have owner's name painted on them.**

Every vehicle carrying or constructed to carry goods or merchandise of any kind whatever for hire and every vehicle carrying passengers for hire in actual use on any road shall have the initials of the Christian and the surname and place of abode of the owner thereof painted on some conspicuous part on the off-side thereof in white letters on a black ground such letters not being less than two inches in length and of a proportionate breadth and the owner of any such vehicle who shall neglect to have such name and place of abode painted as aforesaid or who shall have the same so painted incorrectly shall forfeit and pay for every such offence a sum of not less than five shillings nor more than five pounds Provided that for every day that any such vehicle shall continue to be used as aforesaid and to have the name and abode unpainted or incorrectly painted as aforesaid the owner thereof shall be deemed to have committed a fresh offence.

## **6. Penalties may be recovered summarily.**

Every penalty imposed by this Ordinance shall and may be recovered in a summary way.

## **24. Executive Council Ordinance 1864 Amendment Ordinance 1875**

Whereas doubts have been raised as to the interpretation of Section 6 of “The Executive Council Ordinance 1864” and Section 2 of “The Executive Council Ordinance 1864 Amendment Ordinance 1868” as to whether the Provincial Solicitor mentioned in Section 6 of the said first-named Ordinance need be a Member of the Provincial Council for the time being of the Province of Canterbury.

Be it enacted by the Superintendent of the said Province of Canterbury, with the advice and consent of the Provincial Council thereof, as follows:

### **1. Provincial Solicitor not necessarily a member of the Provincial Council.**

It shall not be necessary that the Provincial Solicitor for the time being of the Provincial Government be a Member of the Provincial Council for the time being but if any person who may be so appointed be a Member of the said Provincial Council he shall ex officio be a Member of the Executive Council of the said Province.

### **2. Title.**

The short title of this Ordinance shall be “The Executive Council Ordinance 1864 Amendment Ordinance 1875.”

## **25. Fencing Ordinance 1875AW. NZG 1875p539**

Full text of Ordinance not available.

## **26. The Education Ordinance 1875**

[18<sup>th</sup> June 1875.]

Whereas it is expedient to consolidate and amend the Law relating to Public Education and the Formation and Management of Schools in the Province of Canterbury.

Be it enacted by the Superintendent of the said Province of Canterbury, with the advice and consent of the Provincial Council thereof, as follows:

**1. Title.**

The short title of this Ordinance shall be "The Education Ordinance 1875."

**2. Repealing.**

The Education Ordinance 1873 is hereby repealed Provided always that nothing in this section contained shall invalidate or be taken or construed to invalidate or affect any proceeding matter or thing already taken or done by virtue in pursuance of or under the authority of the said Ordinance Provided that anything herein contained to the contrary notwithstanding the Members of the Board of Education now holding office under the said Ordinance may continue to hold such office and carry on the duties and continue to hold the powers of the said Board until appointment of a Secretary by the Superintendent as hereinafter provided And all acts done by the said Members of the said Board shall be as valid and effectual as if the said Act had not been repealed And it shall be lawful for the Superintendent to fill any vacancy by the resignation of any such Member until the appointment of such Secretary as aforesaid.

**3. Superintendent to act with advice of Executive Council.**

Every act which the Superintendent is hereby authorised or required to perform he shall perform solely in accordance with the advice and consent of his Executive Council and such advice shall be recorded on the minutes of the Council.

**4. Secretary for Education to be appointed.**

There shall be an office called the Education Office administered by an officer called the Secretary for Education who shall be appointed by the Superintendent.

**5. In case of Death, Resignation, or Removal of Secretary, Superintendent may appoint another.**

The Superintendent may from time to time in the case of the death resignation or removal of the Secretary for Education in like manner appointed some other fit and proper person in his stead.

**6. Secretary to be Removable by Superintendent.**

The Secretary for Education shall hold his office during good behaviour and shall be removable by the Superintendent Provided however that such Secretary shall not by reason of holding his office during good behaviour be deemed exempt from removal from office if it should be made to appear that such Secretary is not qualified for the same or that such office may with advantage to the public service be filled by some other person provided that no person holding the office of Secretary for Education shall if removed therefrom be deemed by reason of such office being tenable during good behaviour to have any other or greater claim to compensation than if such office were tenable during pleasure.

**7. Secretary not to have seat in the Executive Council or Provincial Council.**

The Secretary for Education shall be incapable of having a seat in the Executive or Provincial Council of the Province of Canterbury.

**8. Regulation for Conduct of Business.**

It shall be lawful for the Superintendent from time to time to make and to revoke and alter such regulations as he may think fit for the conduct of the business of the office of Education.

**9. Distribution of Public Money.**

The Superintendent shall entertain and decide upon all questions for the distribution of public money appropriated by the Provincial Council for establishing or aiding the establishment and maintenance of new schools and for aiding existing district schools.

**10. Examination of Teachers.**

It shall be lawful for the Superintendent to inquire as to the knowledge and qualifications of any person who may be desirous of becoming a teacher or master in any school and for that purpose from time to time to appoint a fit person to examine candidates and it shall be lawful for the Superintendent to make such regulations respecting the subjects comprised in and the general conduct of such examination as he shall from time to time think fit.

**11. Classification of Teachers.**

The Superintendent shall make regulations for the classification of teachers employed in schools receiving pecuniary assistance from the Superintendent and for the issue of certificates showing the class in which by their knowledge and qualifications such teachers may be entitled to be placed.

**12. Regulations for Distribution of Funds.**

It shall be lawful for the Superintendent to frame regulations for the distribution of the funds appropriated annually by the Provincial Council for the maintenance of schools in the Province which regulations shall be published in the Provincial Government Gazette.

**13. Appointment of Inspector.**

There shall be an Inspector or Inspectors of Schools who shall be appointed and be removable by the Superintendent.

**14. Duty of Inspector.**

It shall be the duty of the Inspector or Inspectors from time to time as the Superintendent shall direct to inspect all school receiving aid from the Superintendent to furnish all such reports as the Superintendent may require and generally to be guided in the performance of their duties by such instructions as they may receive from the Superintendent.

### **15. Formation of Districts.**

All localities formed into Educational Districts under the provisions of any Ordinance hereby repealed shall be held to be Educational Districts for the purpose of this Ordinance and the persons in office at the time of the coming into operation of this Ordinance as District School Committees of any such districts shall continue in office till their successors are elected under this Ordinance.

### **16. Boundaries of Districts.**

The Superintendent may declare any portion of the Province not comprised within the limits of any Educational District to be an Educational District by proclamation to be published in the Provincial Government Gazette and in one of the newspapers published and circulated in the Province and he shall therein set forth the boundaries and name of every such district and from and after such publication every such portion shall become and be an Educational District under and subject to the provisions of this Ordinance provided that it shall not be lawful for the Superintendent to declare any part of the Province an Educational District unless or until it has not less than twenty-five children between the ages of five and thirteen years residing within such portion.

### **17. Districts may be Altered, Divided, or Combined.**

It shall be lawful for the Superintendent to alter the boundaries of any Educational District and to divide any Educational District into two or more districts or parts of districts or to combine two or more districts or parts of districts into one or to add portions of any district to any adjoining district or to add any locality not being or forming part of a district to an educational District and in every such case the district or districts constituted or affected thereby shall be deemed to be and shall be proclaimed as provided in the said Ordinance as newly constituted educational District or Districts and all proceedings connected therewith shall be taken and conducted in like manner as provided for Educational Districts constituted under this Ordinance or to abolish any district and thereupon such district shall to all intents and purposes cease to exist as if the same had never been constituted

### **18. Election of Committee.**

Whenever any portion of the Province shall be proclaimed an Educational District the Superintendent shall forthwith convene a meeting of the householders who shall pay or shall be liable to pay the household rate of such district for the purpose of electing a Committee (to be called the District School Committee) of persons being householders who shall be liable to pay the household rate of the district and such elections shall be conducted in such manner and in accordance with such regulations as the Superintendent may from time to time by order prescribe The persons so elected shall hold office until the election of their successors in manner hereinafter mentioned and if from any cause the election of the Committee shall at a meeting aforesaid not take place it shall be lawful for the Superintendent to appoint another time and the same or a different place for

such election to be conducted under the regulations as aforesaid and the Committee shall consist of either four six or eight persons being householders as aforesaid.

**19. Neglect or Refusal to Elect Committee.**

If and whenever the householders of any Educational District shall refuse or neglect to elect a District School Committee or a proportionate number thereof under the provisions of the preceding section or under the provisions of Section 22 the Superintendent immediately on being satisfied of such refusal or neglect shall by proclamation published in the Provincial Government Gazette appoint a Commissioner for such district who shall hold office until the second Monday in the month of April next following his appointment and all the powers rights privileges and duties of a District School Committee shall from the date of such proclamation vest in and be exercised by such Commissioner and the Superintendent shall cause such reasonable salary as he shall think fit to be paid to such Commissioner out of any funds applicable to the purpose of the Educational District under the provisions of this Ordinance Provided that such Commissioner shall be guided in the performance of his duties by such instructions as he shall receive from the Superintendent in that behalf.

**20. Election of New Committee.**

On the second Monday in the month of October 1875 there shall be a public meeting of householders in every educational District which shall be held at a time and place within each district respectively to be fixed by the Superintendent and notified by public advertisement and at such meeting the District School Committee for the preceding year or portion of the year as the case may be shall give a full report of its proceedings during that period and a statement of its accounts made up to the date of such meeting and thereupon the householders as aforesaid shall proceed to elect a new District School Committee for the period ending on the second Monday in April 1876 being householders as aforesaid and such elections shall be conducted in such manner and in accordance with such regulations as the Superintendent may from time to time by order prescribe And such last mentioned Committee in each School District shall give a full report of its proceedings and a statement of its accounts during the period from the second Monday in October 1875 to the 31st day of March 1876 and shall forward a copy of such accounts with all necessary vouchers and documents in support thereof to the Provincial Auditor before the 30th day of April 1876.

**21. Annual Meeting for Election of Committee.**

On the second Monday in each month of April in each year there shall be a public meeting of householders in every Educational District which shall be held at a time and place within each district respectively to be fixed by the Superintendent and notified by public advertisement and at such meeting the District School Committee for the preceding year or portion of a year as the case may be shall give a full report in writing of its proceedings during such period



including a statement of its accounts duly audited by the Provincial Auditor as hereinafter provided for and the householders as aforesaid shall proceed to elect a New School Committee to consist of either four six or eight members or as the case may be a proportionate number of new members being householders as aforesaid in accordance with the provisions of Section 22 of this Ordinance and such election shall be conducted in such manner and in accordance with such regulations as the Superintendent may from time to time by order prescribe all accounts of every District School Committee or Commissioner appointed under the provisions of this Ordinance shall after the second Monday in the month of April 1876 be made up from the first day of January to the 31st of December in each year and shall be forwarded to the Provincial Auditor with all necessary vouchers and documents in support thereof between the 1st day of January and the 1st day of February in each year and such accounts shall be duly admitted by the Provincial Auditor.

**22. Half Number of Committee to go out of Office Annually.**

On the second Monday in the month of April in every year one half part of the whole number of every District School Committee shall go out of office and the members of such School Committee who shall go out of office shall always be the members who have been the longest in office without reselection and if by reason of two or more District School Committee having become members at the same time it shall not be apparent under the foregoing part of this section which of such last-mentioned members ought at any time to go out of office then such members as to whom it shall be so not apparent shall go out of office in the order of the number of votes obtained by each at the elections commencing with the smallest number and proceeding upwards and in all such cases if the votes given for any members of whom a number less than the whole are to go out of office at any time shall have been equal or if such members shall have been elected without a poll the District School Committee fourteen days at least previously to the second day of April in each year and in their default the Superintendent shall for such occasion determine in what order and which of such members shall go out of office and such retiring members shall be eligible for re-election.

**23. Annual Meeting Failing to Elect Committee.**

If and whenever the householders of any Educational District shall from any cause whatever fail to elect a District School Committee upon any annual day of meeting as hereinbefore provided the Superintendent shall fix another day for the election of a District School Committee for such district and notice of such meeting shall be given and the same proceedings taken thereat as are hereinbefore prescribed for ordinary annual meetings held for the purpose of electing District School Committees. And should any vacancy or vacancies in the number of any District School Committee occur during the period intervening between the passing of this Ordinance and the second Monday in the month of April 1876 or during any period intervening between the annual election of members of District School Committees by death resignation or otherwise such vacancy or vacancies shall from time to time be filled up by householders at a

public meeting to be called in manner provided in Sections 18 and 22 for the election of members to serve upon District School Committees.

**24. Inability or Unwillingness of Committee to carry on Duties.**

If from any cause a District School Committee shall be unable or if they shall be unwilling to carry on the duties of such Committee if there shall be at any time no existing Committee in any Educational District under this Ordinance the Superintendent shall except when otherwise provided by Proclamation in the Provincial Government Gazette declare that no School Committee exists in such district and shall immediately thereupon call together a meeting of the householders in such Educational District and thereupon such proceedings shall be taken for the election of a Committee or in default of such election for the appointment of a Commissioner as are hereinbefore provided.

**25. Regulations for the Election or Re-election of Committee.**

It shall be lawful for the Superintendent in and by any regulations he may make for the conduct of any elections of District School Committees to provide that if at any meeting convened for the election or re-election of a District School Committee a poll be demanded by six householders that such poll shall be taken on a subsequent day at such place and between such hours of the day as may be prescribed in such regulations on that behalf and to make all necessary provisions to carry the same into effect.

**26. Vacancies how Caused.**

If any member of any District School Committee shall signify in writing to the Chairman of the Committee his desire to resign his seat or if he shall be absent for three consecutive meetings without leave of the Committee or shall become insolvent or of unsound mind or shall have been convicted of felony or shall be in arrears of any rates which he shall become liable to pay under the authority of this Ordinance or shall accept or continue to hold any place of profit or emolument under the Committee of such district or shall have any pecuniary interest in any work of a value exceeding £20 in the aggregate in any one year done in such district under the authority of the Committee other than as a shareholder in a public registered company contracting therewith he shall thereupon cease to be a member of the School Committee.

**27. Proceedings of Committee.**

The proceedings of every District School Committee shall be transacted at meetings the time and place for which shall have been previously fixed by such Committee or at meetings to be convened by the Chairman of such Committee and it shall be the duty of the Chairman to convene such meeting whenever he shall be requested in writing so to do by two or more members of such Committee or in the event of there being no Chairman or until the election of the Chairman or should the Chairman decline to convene the meeting as requested any two members of the Committee may convene a meeting of the Committee to

be held at the time and place and for the purpose specified in a written notice to be sent to the residence of each member of the Committee.

**28. Election of Chairman.**

Every District School Committee shall at its first meeting elect one of its members to be Chairman thereof who shall preside at the meetings of the Committee and shall have an original and when the number of votes shall be equal also a casting vote thereat and such Chairman shall forthwith notify his election and his usual address to the Superintendent. Provided that if the aforesaid Chairman shall be absent from any meeting the members present shall elect one of their number to preside in his stead at such meeting and such presiding member shall have the same power at such meeting as the Chairman.

**29. Chairman to be removable.**

The Chairman of any District School Committee shall be removable by the Superintendent on a requisition to that effect signed by at least three-fourths of such Committee being presented to him praying for such removal.

**30. Chairman ceasing to be Member.**

If the Chairman shall cease to be a member of the District School Committee or shall by writing under his hand addressed to such Committee vacate the office of Chairman or shall be removed by the Superintendent the Committee shall at its next meeting thereafter elect another member to be Chairman in his stead.

**31. Questions how to be decided.**

All questions coming before the District School Committee shall be decided by a majority of the votes of the members present and there shall be no meeting of such Committee unless at least three members be present.

**32. Rates leviable for Erection of School.**

If and whenever in any Educational District constituted under the provisions of this Ordinance the owners and occupiers of land and householders shall fail within a time to be limited for that purpose by the Superintendent to contribute and pay to the Provincial Treasurer the amount which shall be fixed by the Superintendent under the provisions of this Ordinance as the contribution of such District to the cost of the School buildings and of the acquisition of a suitable site or if and whenever it shall appear to the Superintendent that additions or repairs or other necessary works required to any school building or ground on the recommendation of any School Committee in any Educational District are required and the owners occupiers of land and householders of such district shall fail within a time to be limited for that purpose by the Superintendent to pay to the Provincial Treasurer the estimated cost of such additions or repairs or such proportion as the Superintendent may direct to be paid by such owners occupiers of land and householders it shall be lawful for the Superintendent in any of such cases by proclamation in the Provincial Government Gazette to declare an uniform rate to be leviable upon the amount of the annual value of the property

comprised within such district as stated in the Ratepayers Roll or Rolls of the Municipality or Road District or Districts for the time being in force which are or shall be included either wholly or in part within the boundaries of such Educational District to be paid by the persons liable to pay rates in respect to such property for Municipal or Road Board purposes provided that such rates shall not in the aggregate exceed in any one year one shilling in the pound of the amount of such annual value.

**33. Rates how Payable and Recoverable.**

The said rates shall be paid to the said Superintendent or to such person or persons as he shall appoint and the amount of such rate or any part thereof shall not be paid as aforesaid within the time prescribed the same shall be recovered as a debt at the suit of the Superintendent Provided always that it shall be lawful for the Superintendent to excuse from payment of such rate any person who he may deem unable through poverty to pay the same The amount of such rate when collected or recovered as aforesaid shall be paid into the Provincial Treasury and shall be applied in the first place in defraying the expenses of collecting such rate and subject thereto towards the erection of school buildings or additions or repairs to any school buildings the acquisition of a site for a school and for the purchase of books apparatus and fittings for such school and for any other purpose specified in clause 32 of this Ordinance Provided always that the said rates shall be paid at such times and in such proportions as the Superintendent may by regulations from time to time by order prescribe.

**34. Road Board to Supply Copy of Ratepayers' Roll of District.**

The Chairman of any Road Board within the Province shall on receiving a request to that effect in writing from the Superintendent supply the person or persons appointed under the foregoing clauses with a certified copy of the Ratepayer's Roll then in force in any such Road District or of such portion of the said Roll as may be required on receiving payment of cost of preparing the same.

**35. Expenditure of Funds by Committee.**

Every District School Committee shall expend all money paid to it under any Ordinance of the Superintendent and Provincial Council in accordance with the provisions of such Ordinance and shall expend all money received by it arising from rates to be levied within the district and all other moneys received by it under this Ordinance in the maintenance and support of the school or schools under its control.

**36. Committee to Pay over Moneys in its hands to its Successors.**

Any moneys in the hands or under the control of any District School Committee at the expiration of its term of office shall be paid over by such Committee to its successor immediately after its election.

### **37. Establishment of Schools, Appointment of Teachers, and Teachers' Salaries.**

In every Educational District it shall be lawful for the District School Committee with the sanction of the Superintendent and subject to the conditions hereinafter mentioned to establish one or more schools and to appoint or dismiss the teacher or teachers of such school or schools and generally to have the management of such school or schools within the district Provided that the salary of male teachers in any schools of twenty children or upwards in average daily attendance not being assistant or pupil teachers shall be not less than £130 per annum and of female teachers not being pupil teachers not less than £60 per annum in all schools included in any Educational District.

### **38. Qualification of Teachers.**

No appointment of any teacher shall be valid unless such teacher shall have produced to the Superintendent a certificate of qualification from Her Majesty's Committee of Privy Council on Education or from an Inspector of Schools appointed under the provisions of this Ordinance or from any Examiner or Examiners to be appointed by the Superintendent and such other certificates of fitness as shall be required by any regulations of the Superintendent and every appointment or dismissal of any teacher or any reduction made in his salary after being once fixed shall be subject to the sanction of the Superintendent.

### **39. Pupil Teachers.**

It shall be lawful for the Superintendent to make and from time to time to alter rules and regulations for the examination training and employment of pupil teachers and to grant any moderate sum or sums of money in aid of the maintenance and education of such pupil teachers and the District School Committee may from time to time engage and employ one or more of such pupil teachers on such terms as the Superintendent shall think fit.

### **40. Grants in Aid for School Buildings.**

It shall be lawful for the Superintendent to grant to any District School Committee or Commissioner appointed in accordance with the provisions of this Ordinance any sum not exceeding one-half of the estimated cost of the buildings fittings and apparatus required and the land required for a site or sites for the establishment of a school or schools in any district constituted under this Ordinance or the estimated cost of repairing or adding to any buildings that may exist on the school site or the cost of increasing the area of the school site or for any other necessary work connected with the school Provided nevertheless that no aid shall be granted by the Superintendent for any other of the purposes mentioned in section 32 unless

(1st) The site and plan of the buildings shall first have been approved of by the Superintendent.

(2nd) The site or sites outside the limits of a town shall be at least one acre in extent The site or sites within the limits of a town shall be such as shall be approved of by the Superintendent Provided that the school-buildings in any Educational District may on the approval of the Superintendent be placed on a site separate from the site of the master's house.

(3rd) The site or sites be previously vested in the Superintendent for the purposes of a school by a grant in fee.

(4th) There shall have been deposited in the Provincial Treasury a sum equal to one-half of the estimated cost of the school buildings and site or the estimated cost of repairing or adding to any building that may already exist on the school site or the estimated cost of any other necessary work as aforesaid or the Superintendent shall have taken steps to levy the amount fixed by the Superintendent in accordance with Section 32 Provided that the proposed site and any building that may exist thereon and which may be deemed by the Superintendent suitable for the purposes of a school may be accepted at an estimated value by way of payment or part payment of the contribution aforesaid. Provided always that notwithstanding anything hereinbefore contained to the contrary the Superintendent shall for the financial period ending on the 31st March 1876 grant to any District School Committee or Commissioner appointed in accordance with the provisions of this Ordinance a sum not exceeding five-sixths of the estimated cost of the buildings fittings and apparatus required and the land required for a site or sites for the establishment of a school or schools in any district or the estimated cost of repairing or adding to any buildings that may exist on the school site or the cost of increasing the area of the school site or for any other necessary work connected with the school and the contribution to be paid by any school district during the like period for the purposes aforesaid shall be one-sixth of such estimated cost as aforesaid.

Provided also that should any School District contribute an amount equal to a rate of one shilling in the £ on the annual value of the rateable property in the district the necessary school buildings may be erected though the rate of one shilling in the £ may not be equal to one-sixth or one-half as the case may be of the cost of the buildings fittings apparatus and site.

#### **41. Insurance of School Buildings.**

The Superintendent shall out of any moneys appropriated or to be appropriated by the Provincial Council for the purpose of education effect insurances on all school buildings erected on land vested in the Superintendent.

#### **42. Committee to have Control of School-room.**

The District School Committee shall have absolute control over the schoolroom and shall determine the purpose for which it may be used at any time except in school hours.

**43. Householders to make Yearly Payments for Maintenance of Schools.**

There shall be paid yearly by every householder residing within a radius of three miles from the school in each such district a sum of Twenty Shillings and a further sum of Ten Shillings for every child of such householder between the ages of six and thirteen years Provided always that every householder shall pay the said rate of Twenty Shillings upon any dwelling-house warehouse shop or other building in his occupation in each Educational District but no such householder shall be liable to pay more than One Pound on account of such rate in any one district Provided also that no person shall be liable to pay in respect of his children a greater annual sum than Forty Shillings nor for any child attending a school not receiving aid or receiving efficient instruction in some other manner to the satisfaction of the District School Committee Provided that such child be not incapacitated from receiving such instruction through any mental or physical infirmity and provided that proof of such infirmity be adduced to the satisfaction of the District School Committee.

**44. When and how payable.**

The said annual sums and all other sums payable under this Ordinance shall be paid by every such householder or other person to some person or persons from time to time appointed by the Superintendent to receive the same in such proportions at such time or times in each year and at such place within each Educational District respectively as shall be fixed by the Superintendent by public notice in some newspaper published and generally circulated within the Province not less than twenty-one days before the time appointed and every such person shall hold office during the Superintendent's pleasure and if the said sums or any part thereof respectively shall not be paid on or before such time or times the same may be recovered as a debt at the suit of the Superintendent. Provided always that it shall be lawful for the Superintendent on the recommendation of the District School Committee to excuse any person from the payment of such sums of money who may be deemed unable through poverty to pay the same.

**45. Moneys Collected Payable into Treasury.**

The person or persons so appointed to collect the sums of money shall pay the household rate of one pound and the sums to be paid for the children at ten shillings for each child as aforesaid and the rates to be collected under the authority of Section 32 of this Ordinance into the Provincial Treasury.

**46. Fees to be Paid in Certain Cases.**

Any child over the age of five years may attend any school which may be under the control of any District School Committee on payment in advance of such school fees as the Superintendent may by regulation determine not exceeding five shillings per quarter but nothing in this section shall be construed as imposing any liability for further school fees in respect of children between the ages of six and thirteen of any householder liable to pay or who shall have paid rates or fees under the provisions of Section 43 of this Ordinance.

**47. No Child under Five Years to attend School without Sanction of Committee.**

No child under five years of age shall be permitted to attend at any school under the control of any District School Committee except by the sanction in writing of such Committee under the hand of the Chairman thereof and all children under such age may from time to time be excluded by such Committee testified as aforesaid.

**48. Superintendent to Pay Sums for Maintenance of School to Chairman of Committee.**

All sums payable by the Superintendent for the maintenance of any school shall be paid to the Chairman of the Committee of the district in which such school shall be situate or his order.

**49. Teacher only to Instruct.**

No person other than the teacher or teachers except as hereinafter provided shall be allowed to give instruction in any school.

**50. Religious Instruction.**

The Committee of any School may set apart either one whole school day or two half school days in every week during which any minister or ministers of religion or person or persons appointed by them and approved by the Local Committee may impart religious instruction to such of the children on the books of the school as may belong to his or their religious denominations Provided that no child or children shall be allowed to attend at such instruction except on a written request to that effect addressed to the teacher by the parents or guardians of such children.

**51. Superintendent may make Special Grants to other Schools.**

It shall be lawful for the Superintendent notwithstanding anything hereinbefore or hereinafter provided to grant any sum or sums of money in aid of the efforts made by private individuals or associations for the promotion of education in localities in which there may be less than twenty-five children between the ages of six and thirteen or in which from the smallness or scattered position or the unsettled nature of the population no Educational District shall have been constituted.

**52. Provision for Physical Training and Military Drill.**

In any of the schools subject to the provisions of this Ordinance as the Superintendent shall from time to time direct provision shall be made for physical training and training in military drill and for teaching vocal music The training in drill and teaching of vocal music shall be such and be conducted and taught in such a manner as shall from time to time be prescribed in regulations to be made by the Superintendent.



**53. Quarterly Returns to be made.**

It shall be the duty of the Chairman of the Committee of any school district to transmit to the Superintendent within one week from the termination of every quarter returns according to forms to be supplied by the Superintendent of the number of children on the books of the respective schools the average attendance the amount of fees if any paid and due the scale of fees and such other particulars with regard to the condition of the school as the Superintendent shall require.

**54. Inspection of Schools.**

It shall be lawful for the Superintendent or any other person authorised by the Superintendent to enter any school existing under the provisions of this Ordinance during school hours for the purposes of inspection or otherwise.

**55. Expulsion of Children.**

It shall be lawful for the teacher in any school established or maintained under the provisions of this Ordinance to expel or forbid the attendance of any child for want of cleanliness or who may be likely to communicate any contagious disease or who from gross misconduct or incorrigible disobedience may be considered an injurious or dangerous example to the other scholars the parent or guardian of such child having a right of appeal first to the School Committee and finally to the Superintendent.

**56. Branches of Instruction.**

In all schools aided by the Superintendent the system of elementary education shall comprise reading writing spelling arithmetic geography history sacred and profane and English grammar Provided that no child shall be compelled to be present at the teaching of history whose parents or guardians shall object thereto Provided also that instruction in any other subjects may be given in any such schools and fees may be charged for the same in accordance with the regulations to be framed by the Superintendent such fees to be payable to the Treasury.

**57. In certain cases Superintendent may interfere to carry out Provisions of Ordinance.**

In any case where it shall appear to the Superintendent that any of the provisions of this Ordinance have been contravened in respect to any school established under the provisions of this Ordinance or where the site buildings or premises of such school are insufficient or otherwise unsuitable or where the school apparatus is defective or where the school is generally inefficiently conducted it shall be lawful for the Superintendent to take all measures and do all acts which shall be necessary to carry out the provisions of this Ordinance and to remedy all such defects as aforesaid in such school.

**58. Dépôt of Books and Apparatus.**

There may be a depot of school books and apparatus under the charge of the Superintendent and the Committee of every school aided by the Superintendent may purchase at the said dépôt the books and apparatus required for the use of such schools at such price as shall be fixed by the Superintendent and the proceeds of such sales shall from time to time after payment of expenses connected with the said dépôt be expended in the purchase of supplies of such books and apparatus.

**59. Rates, &c., Recoverable at Suit of Superintendent.**

All rates and other sums of money made payable by this Ordinance shall be recoverable at the suit of the Superintendent.

**60. Rates, &c., payable under repealed Ordinance recoverable at suit of Superintendent.**

All rates and other sums of money made payable under the authority or provisions of the Ordinance hereby repealed shall be paid received and recovered in like manner as the same might have been paid received and recovered if this Ordinance had not been passed.

**61. Householder.**

The term Householder in this Ordinance shall mean every person who as owner tenant lessee or occupier occupies uses or resides in any dwelling-house warehouse shop or other building in any Educational District or every parent or guardian who is liable to maintain or has the actual custody of any child Provided that nothing herein contained shall be deemed in any way to affect any dwelling-house the property of Her Majesty or in the occupation of the Crown or Government of the Colony.

**62. Coming into operation of Ordinance.**

This Ordinance shall come into operation upon and after the first day of July one thousand eight hundred and seventy-five.

**27. The Canterbury Sheep Ordinance Amendment Ordinance No. 2 1875.**

[16<sup>th</sup> August 1875.]

Whereas certain Ordinances were passed by the Superintendent and Provincial Council of the Province of Canterbury intituled "The Canterbury Sheep Ordinance 1872" and "The Canterbury Sheep Ordinance 1872 Amendment Ordinance 1874" And whereas it is expedient that other provisions should be made for the cure of scab in sheep:

Be it therefore enacted by the Superintendent of the said Province by and with the advice and consent of the Provincial Council thereof as follows:

**1. Repealing.**

That section 2 of the said "Canterbury Sheep Ordinance 1872 Amendment Ordinance 1874" shall be and the same is hereby repealed but such repeal shall not be deemed to affect or invalidate any proceedings taken under the provisions of the said section before the coming into operation of this Ordinances.

**2. Inspector shall give notice to owner of scabby sheep to clean same within six months and owner on conviction liable to penalty if sheep not clean at expiration of three months thereafter.**

If any Inspector of Sheep shall be satisfied that any sheep are infected with scab it shall be lawful for him to give the owner of such sheep an order in writing directing him effectually to clean such sheep within six months from the date of such order and if at the expiration of three months next following such period of six months such sheep shall not in the opinion of the Inspector be free from scab the owner thereof shall upon conviction be liable to a penalty of not less than one shilling nor exceeding five shillings for every such infected sheep and if after the expiration of six months from the date of such conviction such sheep shall not in the opinion of the Inspector be free from scab such owner shall be liable to a further penalty of not less than two shillings and sixpence nor exceeding five shillings for every such infected sheep and all other sheep then in the possession of such owner upon the same run or upon land contiguous thereto shall be deemed infected sheep within the meaning of this Ordinance and such owner shall be liable to a penalty of not less than one shilling nor exceeding two shillings and sixpence in respect of each such sheep Provided always that a separate information under this section may be laid in regard to every separate flock in the possession of one owner And if any one such flock shall exceed four hundred sheep in number a separate information may be laid for every additional four hundred sheep or fractional part of such number contained in such flock.

**3. If owner fails to clean sheep within six months of such conviction Superintendent may order sheep in possession of owner to be destroyed or boiled down.**

If any owner of sheep shall within six months from the date of such last conviction fail to clean his sheep it shall be lawful for the Superintendent unless he shall have extended the time for obtaining a clean Certificate in respect of such sheep pursuant to the power in that behalf hereinafter contained to give an order in writing directing such owner to destroy or boil down all sheep in the possession of such owner upon the said farm or run and upon land contiguous thereto and disinfect the skins thereof within a time to be mentioned in such order and if upon the expiration of the time so limited by such order such sheep shall not have been destroyed or boiled down and the skins thereat disinfected the owner thereof shall be liable to pay a fine of one shilling per head per month for

all such infected sheep until the same shall be certified by the Inspector by writing under his hand to be free from scab or until such sheep shall be destroyed or boiled down and the skins thereof disinfected.

**4. Superintendent may pay half value of such sheep as compensation.**

It shall be lawful for the Superintendent to pay as compensation for the loss of such infected sheep one-half of the then value thereof such value to be settled by the Superintendent upon the evidence of the owner of such infected sheep and of such other witnesses as may be considered necessary to be examined provided that where such sheep shall have been boiled down or otherwise utilised no compensation be paid.

**5. Superintendent may levy rate to pay such compensation.**

It shall be lawful for the Superintendent to levy upon all owners of five hundred sheep and upwards such rate as may be considered necessary to pay such compensation and such rate shall be levied under the powers conferred by the 15th and 16th Sections of "The Canterbury Sheep Ordinance 1872" and shall be in addition to and form part of such rate and shall be recoverable in like manner.

**6. Runs upon which infected sheep have been destroyed or boiled down to be deemed infected for period of twelve months.**

All runs upon which infected sheep shall have been destroyed or boiled down under the provisions hereof shall be deemed infected for a period of twelve months from a date to be fixed by the Inspector immediately after such destruction and all sheep placed thereon within that time shall likewise be deemed infected sheep.

**7. Certificate not to be given until whole of sheep have been cleansed.**

No certificate shall be given to any owner of any sheep depasturing on any run until he shall have cleaned the whole of the sheep on such run or any adjoining run in his possession.

**8. Superintendent may extend time within which infected sheep must be destroyed or boiled down.**

It shall be lawful for the Superintendent by warrant in writing under his hand to extend the time within which infected sheep must be destroyed or boiled down pursuant to Section 3 of this Ordinance to within a period not exceeding six months from the date of the last conviction under Section 2 of this Ordinance Provided that such owner shall nevertheless be liable to the said penalty of two shillings and sixpence per head in respect of such infected sheep.

**9. No sheep to be driven through any infected run without owner having obtained certificate.**

No sheep shall be driven through any infected run or any run having thereupon without the owner or person in charge first having obtained a certificate in the form of Schedule C of "The Sheep Ordinance 1872" from the Inspector for the

district under a penalty of not less than ten pounds nor exceeding one hundred pounds.

**10. Penalties to be recovered summarily.**

All penalties imposed under or by virtue of this Ordinance shall be recovered in a summary way in the manner provided by "The Justices of the Peace Act 1866."

**11. Interpretation.**

The following terms in inverted commas shall for the purposes of is the context otherwise indicate bear the meaning set against them respectively:

"Inspector" Any Inspector of Sheep already appointed under Ordinance now in force in the Province of Canterbury or any Inspector of Sheep or Deputy-Inspector of Sheep that may be appointed.

"Run" Any Sheep Station or Farm whereon the sheep depastured shall exceed 1000 in number.

"Superintendent" shall mean the Superintendent acting by and with the advice of the Executive Council.

"Destroy" To entirely consume by fire or to bury at a depth of not less than three feet under the ground.

"Value" shall mean the Ordinary Market Value of the wool and carcase.

**12. Ordinance how to be read and construed.**

This Ordinance shall be read and construed as part of "The Canterbury Sheep Ordinance 1872 " and "The Canterbury Sheep Ordinance 1872 Amendment Ordinance 1874."

**28. The Appropriation Ordinance 1875-76.**

[18<sup>th</sup> June, 1875.]

Be it enacted by the Superintendent of the Province of Canterbury with the advice and consent of the Provincial Council thereof as follows:

**1. Appropriation.**

Out of the public revenues of the said Province there may be issued and applied for the public service of the Province and for defraying the charge of the Government thereof for the period commencing on the First day of April one thousand eight hundred and seventy-five and ending on the Thirty first day of March one thousand eight hundred and seventy-six in manner set forth in the Schedule to this Ordinance any sum or sums of money not exceeding the sums in such Schedule specified amounting in the whole to the sum of One million and two hundred and seventy-three thousand four hundred and twelve pounds thirteen shillings and eightpence

**2. Payments to be made in pursuance of Superintendent's warrant certified by Provincial Auditor.**

The Provincial Treasurer shall issue and pay from time to time any sum or sums of money not exceeding in the whole the sum above specified to such persons and in such proportions as the Superintendent shall by warrant under his hand directed to the Provincial Treasurer and certified by the Provincial Auditor in terms of "The Provincial Audit Act 1866" and "The Provincial Audit Act Amendment Act 1868" direct and such Treasurer shall be allowed credit for all sums paid by him in pursuance of such warrants.

**3. Title.**

This Ordinance shall be intituled and may be cited as " The Appropriation Ordinance 1875-76."