

1893.  
NEW ZEALAND.

# CLYDE AND CROMWELL COMMONAGES

(RULES AND REGULATIONS FOR THE MANAGEMENT OF THE, MADE UNDER SECTION 4 OF "THE LAND ACT, 1892," AND PUBLISHED IN GAZETTE NO. 47 OF THE 15TH JUNE, 1893).

*Laid before both Houses of the General Assembly in accordance with Section 4 of "The Land Act, 1892."*

RULES, ETC., FOR THE MANAGEMENT OF COMMONAGES.

GLASGOW, Governor.

WHEREAS by section four of "The Land Act, 1892," the Governor is empowered to make, alter, or revoke rules, regulations, and orders for, among other things, the care, management, and protection in every manner of all commonages:

And whereas the Land Board of the Land District of Otago, in accordance with section one hundred and sixteen of the said Act, has thought fit to fix the terms and conditions hereinafter mentioned:

Now, therefore, in pursuance and exercise of the power and authority hereinbefore mentioned, I, David, Earl of Glasgow, the Governor of the Colony of New Zealand, do hereby make the following rules, regulations, and orders for the care and management of the several commonages of Clyde and Cromwell described in the First Schedule hereto, and do hereby impose the rents to be paid as hereinafter provided, that is to say:—

1. The words "great cattle" shall be construed to mean and include cattle, horses, mules, and asses, male or female, and their offspring above six months of age; and the words "small cattle" shall be construed to mean sheep, male and female, and their offspring above the age of six months.

2. Persons may run great cattle or small cattle upon such of the lands respectively described in the First Schedule as may be mentioned in the depasturing license, to be obtained as hereinafter provided.

3. Persons desirous of obtaining a depasturing license must lodge with the Ranger an application in writing in the form or to the effect contained in the Second Schedule hereto, and deposit therewith the license-fee payable hereunder. If such application be refused the fee shall be refunded to the applicant.

4. The number of cattle to be depastured shall be mentioned in the license, and the rent to be paid in respect of such license shall be calculated upon the following scale, that is to say:—

For every head of great cattle mentioned in the license	...	...	s. d.
			10 0
For every head of small cattle mentioned in the license	...	...	2 6

Every such license shall be in the form or to the effect contained in the Second Schedule hereto, and shall expire on the 30th June in every year, when such license may be renewed in accordance with the foregoing provisions. Every license shall be granted subject to the conditions herein set forth, and shall be issued and signed by the Commissioner of Crown Lands.

5. All cattle depastured must be branded, and the brand and a description of the cattle must be registered with the Ranger. The Ranger shall issue a certificate of registration in such form as he thinks fit, and the fee for every such certificate shall be 1s. But if the brand is registered with the application no further registration shall be necessary.

6. No great cattle or small cattle suffering from any disease shall be depastured upon nor shall any pigs or goats be allowed to trespass or be at large upon or within the lands described in the First Schedule. No bull, ram, or stallion shall be depastured without the express permission in writing of the Commissioner; and any person or persons committing a breach of this provision shall be liable to any penalty prescribed by or under "The Land Act, 1892," or under any other law or statute for the time being in force, and applicable to the case.

7. If any licensee shall at any time commit or suffer a breach of the conditions or terms upon which the license is granted, as the same are herein set forth, the Commissioner may on such evidence as he thinks fit cancel and determine the license then held by such licensee, and he shall have no claim to any refund or allowance in respect thereof.

8. No person shall remove from beyond the boundary of the land described in the First Schedule any cattle other than those belonging to him, or for the removal of which he shall have authority from the Ranger, under a penalty not exceeding £5.

9. If any person not being licensed as aforesaid shall depasture any great cattle or small cattle upon the lands described in the First Schedule, or either of them, or being so licensed shall depasture on such lands or either of them as aforesaid a greater number of such cattle than shall have been apportioned to him, every such person shall be liable to any provision of "The Land Act, 1892," that may be applicable to such a case, and to any penalty or disability thereby imposed in respect of unlawful occupation of Crown lands.

10. Nothing herein contained shall be deemed to interfere with the powers or duties of the Commissioner of Crown Lands of the district in which the lands described in the First Schedule are situated, whether under "The Land Act, 1892," or under any other law or statute for the time being in force; and the said lands described in the First Schedule hereto shall, subject to the special provisions hereinbefore made, remain and be Crown lands for the purpose of the said Act, and subject thereto.

#### FIRST SCHEDULE.

##### *Clyde Commonage.*

ALL that area in the Land District of Otago, situated in Vincent County, and bounded towards the north by a due-east line drawn from the Clutha River through Trig. B, and forming part of the southern boundary of Run No. 221D; thence towards the west and again generally towards the north by right lines forming part of the eastern and southern boundaries of said Run No. 221D; towards the north-west by Run No. 221C to the eastern boundary-line of Block II., Leaning Rock Survey District; towards the east generally by that boundary-line, by Sections Nos. 91 and 92 of Block I., same district, and by Run No. 221B, to the Manuherikia River; towards the south-east by that river to the Clutha River; and towards the south-west and again towards the west by the Clutha River to the due-east line first mentioned: excepting from the above-described area the Borough of Alexandra, the Town of Clyde, and all lands sold, leased, or otherwise disposed of; as the same is delineated on the plans in the Survey Office, Dunedin.

##### *Cromwell Commonage.*

All that area in the Land District of Otago, situated in Vincent County, and bounded towards the west by a stream which forms part of the eastern boundary of Run No. 340A, to a right line passing through Trig. G, and which forms part of the south-east boundary of Runs Nos. 340A and 245D; towards the north-west by that line; towards the north-east by a right line forming part of the south-western boundary of said Run No. 245D to Section No. 3 of Block IV., Wakefield Survey District; towards the north by the northern boundary-line of Section No. 3, and by Section No. 4 of said block and its southern boundary-line produced to the Clutha River; towards the east generally by that river; and towards the south generally by the Kawarau River to the stream first mentioned: excepting from the above-described area the Borough of Cromwell, and all lands sold, leased, or otherwise disposed of; as the same is delineated on the plans in the Survey Office, Dunedin.

#### SECOND SCHEDULE.

##### (1.) *Form of Application.*

PURSUANT to the provisions of the regulations made under "The Land Act, 1892," I hereby apply for a license to depasture [*Here insert number*] head of \_\_\_\_\_ cattle in the \_\_\_\_\_ Commonage, Vincent County, such cattle being or to be forthwith branded as follows, viz.: [*Here insert description of stock, colour, sex, and brand of each*]; and I agree to pay the prescribed fee for such license in respect of each head of such cattle in accordance therewith.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 189 .

Name in full:

Address:

The Commissioner of Crown Lands, Dunedin.

##### (2.) *Form of License.*

PURSUANT to the rules, regulations, and orders made under "The Land Act, 1892," on the day of \_\_\_\_\_, 189 , [*Name of licensee*] is hereby licensed to depasture on the \_\_\_\_\_ Commonage, in the County of Vincent, the following: [*Insert description of cattle as to number, brands, &c., in respect of great cattle*]; and has paid to me the sum of £ \_\_\_\_\_ for the issue of this license, being at the rate of \_\_\_\_\_ for each head thereof. This license is to be in force for one year from the date hereof, and is issued subject to the terms and conditions set forth in the said rules, regulations and orders.

Dated at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 189 .

Commissioner of Crown Lands.

As witness the hand of His Excellency the Governor, this fourteenth day of June, one thousand eight hundred and ninety-three.

JOHN MCKENZIE,  
Minister of Lands.

[*Approximate Cost of Paper.*—Preparation, not given; (printing 1,250 copies), £1 5s.]