

## No. 8.—1879.

16th July.

AN ORDINANCE with regard to the Management and Disposal of Crown Lands.

(L.S.) HENRY T. IRVING.

24th July, 1879.

**B**E it enacted by His Excellency the Governor, with the advice and consent of the Legislative Council, as follows:—

Short title. 1. This Ordinance may be cited for all purposes as “The Crown Lands Ordinance 1879.”

Commence-  
ment. 2. This Ordinance shall not come into operation until a day to be appointed by the Governor by proclamation.

Powers of  
Intendant. 3. All powers and authorities heretofore vested in or exercised by the Court of Intendant in respect of the administration and disposal of the Crown Lands shall henceforth be exclusively vested in and exercised by the Governor as Intendant of Crown Lands.

Power to  
appoint Sub-  
Intendant  
and Secretary  
to Intendant. 4. It shall be lawful for Her Majesty from time to time to appoint such person as Her Majesty sees fit to be Sub-Intendant of Crown Lands, and such other person as Her Majesty sees fit to be Secretary to the Intendant.

Duties of  
Sub-  
Intendant. 5. The Sub-Intendant shall under the direction of the Governor have the management of all lands of the Crown and shall be charged with the prevention of squatting and encroachment upon the same, and of spoil and injury to the woods and forests on such lands, for which purpose he shall have and exercise such and the same powers and authorities as the Surveyor-General was on the eighth March, one thousand eight hundred and sixty-nine, empowered to exercise by any Ordinance then in force; and shall superintend the settlement and allotment of Crown lands and the laying out of village lots, in such districts as the Governor from time to time directs.

The Sub-Intendant shall also take possession of, and shall be charged with the care and letting and the

collection of the rents of all lands and hereditaments which may belong or escheat to, or which by virtue of any Ordinance, may be forfeited to and become vested in Her Majesty, her heirs or successors.

6. All rights, powers and duties imposed on the Escribano of the Court of Intendant by the Ordinance No. 13 of 1852, intituled "An Ordinance for amending and consolidating the Law with regard to the appointment of Wardens and the Powers and Duties of such Wardens," or by the Ordinance No. 14 of 1854, intituled "An Ordinance to make certain amendments and alterations in an Ordinance entitled 'An Ordinance for the making and consolidating the Law with regard to the appointment of Wardens and the Powers and Duties of such Wardens,'" shall be transferred and vested in the Sub-Intendant of Crown Lands. This section shall continue in force until the commencement of the Public Land Charges Ordinance, 1879, and no longer.

Transfer of certain functions of Escribano to Sub-Intendant.

7. All matters, except the rights, powers and duties by this Ordinance transferred to, or vested in the Sub-Intendant, which under or by virtue of any Ordinance in force at the passing of this Ordinance were done or required to be done to or by the Escribano of the Court of Intendant, or to or by the Keeper of Maps and Surveys, shall and may be done to or by the Secretary to the Intendant; and any certificate or other document by any Ordinance required to be signed by the Keeper of Maps and Surveys may be signed by the Secretary to the Intendant.

Duties of Secretary to Intendant.

8. It shall be lawful for the Director of Public Works, the Sub-Intendant or any Commissioner, Warden or Assistant Warden, or for any Surveyor in the employment of the Government from any time between the hours of six of the clock in the morning and six of the clock in the evening with all proper workmen, servants and assistants upon giving at the least seventy-two hours previous notice in writing of his intention so to do to enter upon, view and survey any lands adjoining any lands of the Crown, for the purpose of ascertaining whether lands of the Crown have been encroached upon.

Power of entry upon lands adjacent to Crown lands.

Power to call  
upon owners  
of land to  
show  
boundaries.

9. It shall be lawful for the Director of Public Works, or any surveyor or other person authorised by the Governor, whenever it may be necessary for public purposes to ascertain or define the boundaries of any private lands, to enter during the day upon any such lands upon giving at the least seventy-two hours previous notice in writing of his intention so to do and to call upon the proprietor or occupant thereof to show his boundaries; and any person wilfully neglecting or refusing to show such boundaries, or obstructing the Director of Public Works or other person authorised as aforesaid, shall be liable to a penalty not exceeding ten pounds.

Compensation  
to be allowed  
for damages  
to lands.

10. The owner of any lands entered upon under the provisions of this Ordinance shall be entitled to receive compensation for all damages sustained by reason of the exercise as regards such lands of the powers granted under this Ordinance.

Registration  
of grants.

11. Every grant or lease of Crown Lands under the Public Seal of the Island shall be registered by the Registrar-General in the same manner as a deed on being tendered to him for that purpose.

Penalty for  
unauthorised  
surveys.

12. If any person surveys or commences to survey any Crown Lands without being directed by the Governor to do so such person shall forfeit to Her Majesty the sum of one hundred pounds.

Power to  
make  
regulations.

13. It shall be lawful for the Governor to make regulations as to the search for, inspection, copying or tracing of any document, plan or diagram in the keeping of the Sub-Intendant or of the Secretary to the Intendant and as to the fees to be paid in respect of the matters aforesaid.

Repeal of  
Ordinances in  
Schedule.

14. The Ordinances mentioned in the Schedule to this Ordinance are hereby repealed: Provided that such repeal shall not affect anything done, or any power or right accrued or any forfeiture or liability incurred before the passing of this Ordinance, or any remedy in respect of any such right, forfeiture or liability.

Passed in Council this sixteenth day of July, in the year of our Lord one thousand eight hundred and seventy-nine.

G. F. BUSHE,  
*Acting Clerk of the Council.*

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SCHEDULE.

No. of Ordinance.	Title.	Extent of Repeal.
8 of 1869.	With regard to the Management and Disposal of Crown Lands.	The whole.
30 of 1875.	With regard to the Management and Disposal of Crown Lands.	The whole.
18 of 1878.	To amend "The Crown Lands Ordinance, 1875."	The whole.

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No. 9.—1879.

*16th July.*

AN ORDINANCE to authorise the Grant of Licenses to be at large to Convicts under Sentence of Imprisonment.

(L.S.) HENRY T. IRVING.

*24th July, 1879.*

**B**E it enacted by His Excellency the Governor, with the advice and consent of the Legislative Council, as follows:—

1. This Ordinance may be cited for all purposes as Short title.  
"The Convicts License Ordinance, 1879."