

such purchase-money or compensation in accordance with such order.

Order as to costs.

- (c.) In any case which may be heard or disposed of by the Supreme Court under the preceding provisions of this section, such Court may order that all or any costs which may have been incurred in or in relation to such case, either before the Compensation Court or the Supreme Court, shall be paid by such of the parties, whether claimant, respondent, or a person interested as aforesaid, or that such costs be apportioned between such parties in such manner respectively as the Supreme Court may order; and such Court may vary or revoke any order previously made by a Compensation Court as to costs. 5 10

How compensation in case of limited interests to be dealt with.

1894, No. 42, sec. 78

79. (1.) If compensation is awarded or has been agreed to be paid as last aforesaid in respect of lands or any interest therein taken from any person having a partial or qualified interest only in such lands, and not entitled to sell or convey the same, or in respect of any permanent injury done to such lands, such compensation shall be dealt with as follows, that is to say :— 15

- (a.) If the compensation amounts to two hundred pounds or upwards it shall be paid into the Public Trust Office, and the Public Trustee shall apply the same, upon an order of the Supreme Court made on the petition of any person claiming any estate or interest in the same, to one or more of the following purposes, that is to say :— 20 25

(i.) To the discharge of any debt or encumbrance affecting the said lands, or affecting any of the lands settled therewith, or to the same or like uses, trusts, or purposes ;

(ii.) In the purchase of other lands to be conveyed, limited, and settled upon the like uses, trusts, or purposes ; 30

(iii.) In removing any buildings on the said land, or substituting others in their stead ;

(iv.) In the purchase of such securities as the Supreme Court may direct, to be settled in the same manner as the said lands ; 35

(v.) In payment to any party becoming absolutely entitled thereto.

- (b.) If the compensation is more than twenty but less than two hundred pounds it shall be paid into the Public Trust Office, and the Public Trustee may apply the same to any of the above-mentioned purposes; but no order of the Supreme Court shall be necessary. 40

- (c.) If the compensation is not more than twenty pounds it shall be paid to the parties entitled to the rents and profits of the said lands; or, in case of the disability or incapacity of such parties, to their respective husbands, guardians, committees, or trustees, as the case may be. 45

Saving as to partial interests of an absolute character.

(2.) But the provisions of this section shall not be deemed to prevent any person who has a partial or other qualified interest in land to which interest he is solely entitled, and which he may absolutely sell or dispose of, from receiving any compensation in respect of such interest 50