

Auckland Hospital Reserves Act 1883

Local Act 1883 No 11
Date of assent 8 September 1883

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**An Act for placing Certain of the Auckland Hospital Reserves
under the Administration of the Public Trustee, and to authorize
the granting of extended Leases thereof.**

Preamble

WHEREAS, under a Provincial Ordinance of Auckland, intituled The Public Buildings Act 1875, certain Commissioners were appointed for the purposes of the said Act, and under an Act of the General Assembly, intituled The Auckland Public Buildings Act 1876, five other Commissioners were appointed in the place of

the Commissioners first aforesaid, and power was granted to the Governor in Council from time to time to appoint Commissioners in the case of any vacancy among any Commissioners for the time being in office:

And whereas, after the passing of the Act last named, the five Commissioners aforesaid vacated their offices, and the Governor in Council from time to time has appointed other Commissioners in their places, but the persons so appointed have been two in number instead of five, and it is expedient to validate all such appointments:

And whereas, under the Act hereinabove first named, certain lands described in the Schedule hereto were charged as a security for the repayment of a loan authorized by the said Act to be raised and applied towards the construction of a new hospital at Auckland, and provision was made for the creation, out of the rents and profits of such lands, of a sinking fund for the repayment of such loan, and accumulations of such rents and profits have arisen in surplus of the amount required to be paid into a sinking fund as aforesaid year by year, and it is expedient to release such surplus, to be applied as hereinafter mentioned:

And whereas the parcel of land first described in the Schedule hereto may be leased for a period not exceeding ninety-nine years under The Supreme Court Site Leasing Act 1875, of the former Province of Auckland:

And whereas the remainder of the aforesaid lands form part of certain lands described in Schedule A to an Act of the General Assembly, intituled The Auckland Hospital and Grammar School Reserves Act 1856, which, under the Act last named, were vested in the Superintendent of the former Province of Auckland, to be held as if granted to him as public reserves under The Public Reserves Act 1854, upon trust for the site of, or for an endowment for, or towards the maintenance and support of, a hospital:

And whereas, under a Provincial Ordinance, intituled The Auckland Reserves Act 1858, the Superintendent aforesaid was authorized to lease any of the last mentioned lands for a period not exceeding twenty-one years:

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

1 Short Title

The Short Title of this Act is The Auckland Hospital Reserves Act 1883.

2 Appointment of Commissioners validated

[Repealed]

This section was repealed, as from 19 November 1907, by section 2 Statutes Repeal Act 1907 (1907 No 40).

3 Hospital trust property placed in Public Trust Office

[Repealed]

Sections 3 and 4 were repealed, as from 27 October 1905, by section 29 Auckland Hospitals Act Amendment Act 1905 (1905 No 40(L)). Section 29 stated that this repeal should not affect any leases already granted or under contract to be granted, or any proceedings or things lawfully taken or commenced.

4 Power to lease reserves by public auction for 63 years for building and 42 years for other purposes

[Repealed]

Sections 3 and 4 were repealed, as from 27 October 1905, by section 29 Auckland Hospitals Act Amendment Act 1905 (1905 No 40(L)). Section 29 stated that this repeal should not affect any leases already granted or under contract to be granted, or any proceedings or things lawfully taken or commenced.

5 Surplus rents, &c, to be appropriated for use of Auckland Hospital

All amounts of rents and profits arising from the lands aforesaid which have heretofore accrued in surplus of the amount required, year by year, under The Public Buildings Act 1875, for the objects to which such fund is applicable, and all amounts of such rents and profits hereafter accruing in surplus as aforesaid, shall be applied year by year in and towards the general maintenance, repair, or enlargement of the Provincial Hospital at Auckland, in such manner as the Colonial Secretary shall direct from time to time.

6 When loan paid off land to revert as reserve for education purposes

So soon as the loan in respect whereof the lands aforesaid have been set apart as security has been paid off, and all debentures issued in respect of the said loan have been redeemed, the parcel of land in the Schedule firstly described shall revert as a reserve for education purposes, and shall be held by the Public Trustee for such purposes under the provisions of The Supreme Court Site Leasing Act 1875, aforesaid.

7 Repeal

Sections three to eight, both inclusive, and section sixteen of The Public Buildings Act 1875, of the former Province of Auckland, and sections two to five, both inclusive, of The Auckland Public Buildings Act 1876, of the General Assembly, are hereby respectively repealed.

Schedule
Hospital reserves

City of Auckland

1

ALL that parcel of land within the Provincial District of Auckland, in the Parish of Waitemata, in the County of Eden, and being Allotments Nos 1, 2, 3, and part of Allotment No 4 of Section No 15 of the City of Auckland, containing 3 roods and 28 perches. Bounded towards the North by Victoria Street, 328 links; towards the East by Queen Street, 283 links; towards the South by Darby Street, 328 links; and towards the West by Elliott Street, 283 links.

2

Allotment No 12 of Section No 4, containing 1 rood 1 perch.

3

Allotment No 16 of Section No 7, containing 1 rood 37 perches.

4

Allotment No 8 of Section No 15, containing 1 rood 3 perches.

- 5** Allotments Nos 7, 8, 9, and 10 of Section No 9, containing 1 rood 36 perches.
- 6** The western portion of Allotment No 17A of Section No 4, containing 13 perches.
- 7** Allotment No 1 of Section No 31, containing 2 roods 16 perches, situated in Mechanics' Bay.
- Suburbs of Auckland**
- 8** Allotment No 21A of Section No 11, containing 7 acres 1 rood.
- 9** Part of Allotment No 13 of Section No 12, containing 14 acres and 36 perches.
- 10** Allotment No 7A of Section No 12, containing 53 acres.
- 11** Allotment No 17A of Section No 12, containing 27 acres and 23 perches.
- 12** Allotment No 14A of Section No 12, containing 4 acres 1 rood.
- 13** Allotment No 24 of Section No 6, containing 40 acres.
- 14** Part of Section No 98, containing 2 acres 2 roods 29 perches.
- 15** Allotment No 41 of Section No 3, containing 12 acres; excepting such portion thereof as may be conveyed by law to Her Majesty the Queen for the purposes and subject to the provisions of The Public Domains Act 1860.
- 16** Part of Allotment No 1, Section 99, containing 3 acres and 6 perches

Parish of Takapuna

17

Allotments Nos 14, 15, 16, 17, and 20, containing 102 acres 1 rood 24 perches.