

Gisborne Harbour Board Amendment Act 1929

Local Act 1929 No 18
Date of assent 7 November 1929

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**An Act to amend The Gisborne Harbour Act 1905, and The
Gisborne Harbour Board Amendment Act 1920.**

Preamble

WHEREAS by the Schedule to The Gisborne Harbour Board Act 1882 [*Repealed*], the foreshore was defined as including the bed of the Turanganui River and portions of the beds of the Taruheru and Waimata Rivers and Waikanae and Kopuawhakatapa Creeks, but in the Crown grant subsequently issued to the Board only the land between high- and low-water marks was included therein, and not the aforesaid beds: And whereas by The Gisborne Harbour Board Amendment Act 1920, certain lands partly covered by the sea were

vested in the Board, but by reason of errors in the Schedule to the said Act disclosed by survey it has not been possible to have a title issued: And whereas the lands mentioned in the Schedule hereto comprise all the aforesaid river-beds and lands partly covered by the sea: And whereas it is expedient that one comprehensive title for the same should be issued in the name of the Gisborne Harbour Board:

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

This Act may be cited as the Gisborne Harbour Board Amendment Act 1929, and shall be deemed to be a special Act within the meaning of The Harbours Act 1923.

2 Harbour endowment

- (1) On the passing of this Act the lands described in the Schedule hereto shall vest in and be the property of the Gisborne Harbour Board as an estate in fee-simple as an endowment subject to the provisions of The Gisborne Harbour Act 1905.
- (2) The Schedule to this Act is in substitution for Schedule 2 to the Gisborne Harbour Act 1905, and the Schedule to The Gisborne Harbour Board Amendment Act 1920, and those Schedules are accordingly hereby repealed.
- (3) The District Land Registrar for the Land Registration District of Gisborne shall, on the surrender of any Crown grant or other certificate of title heretofore granted to the Board in respect of any of the land hereby vested in it, issue to the Board a certificate of title in respect of such last-mentioned land.
- (4) Notwithstanding any powers of leasing conferred by The Gisborne Harbour Act 1905, the Board shall not, in respect of any lands hereby vested in it, exercise any powers of leasing foreshore lands or lands being part of the bed of any river or the bed of the sea except pursuant to the provisions of The Harbours Act 1923, and subject to the conditions therein imposed.

Schedule

Gisborne Harbour Board endowment.

ALL that area situated in the Gisborne Registration District, in the Provincial District of Auckland, containing by admeasurement 1,156 acres, more or less, being part of Lot 1 on plan numbered 2956, deposited in the Lands Registry Office at Gisborne, and bounded as follows: commencing at a point on low-water mark of the ocean at the intersection with a line on a bearing of 146° from the south-western corner of Awapuni No 2 Block; thence by low-water mark of the ocean to the mouth of the Turanganui River; thence by low-water mark of the right bank of aforesaid river to the Waikanae Stream; thence by low-water mark of the right bank of the said stream to the eastern side of Lowe Street, Borough of Gisborne; thence by the eastern side of Lowe Street to low-water mark on the left bank of the Waikanae Stream; thence by low-water mark of the left bank of the said stream to its junction with the Turanganui River (excepting from out this area railway reserve across Waikanae Stream); thence by low-water mark of the right bank of the Turanganui River to the mouth of the Taruheru River; thence by low-water mark of the right bank of Taruheru River to its intersection with the western boundary of Lytton Road; thence by a line in continuation of the western side of Lytton Road to low-water mark of the left bank of the Taruheru River; thence by low-water mark of the left bank of the said river to its confluence with the Waimata River; thence by a right line to low-water mark of the left bank of the said river; thence by low-water mark of the left bank of the Waimata River and by low-water mark of the left bank of the Turanganui River to the mouth of the Kopuawhakatapa Stream; thence by low-water mark of the right bank of the said stream to the west boundary of Hirini Street; thence by west boundary of Hirini Street to low-water mark of the left bank of the Kopuawhakatapa Stream; thence by low-water mark of the left bank of the Kopuawhakatapa Stream to its junction with the Turanganui River; thence by low-water mark of the left bank of the Turanganui River to its mouth; thence by low-water mark of the ocean to a point in line with Pah Hill; thence by a line bearing $232^{\circ} 10'$, a distance of 8500 links; thence by a line bearing 326° , a distance of 17000 links, to the point of commencement: as the said area is more particularly shown and delineated on plan marked MD 6703 and deposited in the office of the Marine Department at Wellington.