

**Reprint
as at 13 November 1953**



**Gisborne Harbour Board
Empowering Act 1953**

Local Act 1953 No 14
Date of assent 12 November 1953
Commencement 12 November 1953

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**An Act to empower the Gisborne Harbour Board to develop,
improve, and farm its Tauwhareparae endowment lands**

Note

Changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in this reprint.

A general outline of these changes is set out in the notes at the end of this reprint, together with other explanatory material about this reprint.

Preamble

Whereas the Gisborne Harbour Board is the owner of an area of approximately 44 054 acres 1 rood and thirty-nine and seven-tenths perches, situated in the Gisborne Land District, being the land more particularly described in the Schedule:

And whereas in order to maintain such land in good and husbandlike order and condition according to the most approved course of husbandry and of sheep and cattle farming, and to develop, farm, improve, and control such land in the most efficient manner, and to provide an area for afforestation purposes if thought fit, it is necessary to vest certain powers in the said Gisborne Harbour Board.

1 Short Title

This Act may be cited as the Gisborne Harbour Board Empowering Act 1953.

2 Special Act

This Act shall be deemed to be a special Act within the meaning of the Harbours Act 1950.

3 Interpretation

In this Act, unless the context otherwise requires,—

Board means the Gisborne Harbour Board

Minister means the Minister of Marine.

4 Authority to develop and farm

Notwithstanding the provisions of the Harbours Act 1950 or of any other enactment, the Board is hereby authorized and empowered, in order to develop, improve, and farm the land or any part of the land referred to in the Schedule, to carry out such work on and effect such improvements, as defined in section 2 of the Land Act 1948, to the said land as it thinks fit, and for all or any of such purposes to purchase and sell such stock, equipment, plant, implements, and materials of any kind whatsoever, and carry on all usual farming operations as the Board deems necessary, and to employ, at such remuneration as it thinks fit, managers, supervisors, and such other persons

as it finds necessary, and to delegate to any committee, whether consisting of members of the Board or otherwise, such of its powers under this section as it thinks fit.

5 Authority to borrow

For the purpose of carrying out the provisions of section 4, the Board is hereby authorized, subject to the provisions of the Local Government Loans Board Act 1926, to borrow and expend such moneys as are required:

provided that any securities to be given to secure such moneys shall be limited to the security over the land described in the Schedule and the said stock, equipment, plant, and implements:

provided also that before the Board enters into any security for such purposes as aforesaid the consent of the Minister shall be first obtained.

6 Power to sell for afforestation purposes

The Board is hereby further authorized and empowered, subject to the consent of the Minister, to sell any portion of the land described in the Schedule to the Crown for afforestation purposes at such prices as shall be agreed upon between the Board and the Minister. The proceeds of such sale may be used by the Board for any of the purposes authorized by this Act.

7 Allocation of proceeds

The Board shall keep separate accounts of its farming operations and shall annually pay the net proceeds derived from the development, improvement, and farming of the said land or any part thereof to the Harbour Fund of the Board, after deducting such moneys as the Board shall determine in the reduction of any liabilities incurred as aforesaid under the provisions of section 5 and after providing such further sums as are deemed necessary for the further development, farming, and improvement of the said land in the ensuing years.

Schedule

Firstly, all that area in the Gisborne Land District, containing 44 044 acres 2 roods 39.7 perches, more or less, being part of the Tauwhareparae Block, situated in Blocks VI, VII, VIII, IX, X, XI, XII, XIV, XV, and XVI, Tutamoi Survey District, and Blocks V, VI, IX, X, XIII, and XIV, Tokomaru Survey District, and being all the land contained in plans numbered 2000 and 2782, deposited in the office of the District Land Registrar at Gisborne, and being all the land comprised and described in certificate of title, volume 73, folio 36, Gisborne Registry.

Secondly, all that area in the Gisborne Land District, containing 9 acres and 3 roods, more or less, being Section 2, Block IX, Tutamoi Survey District, and being all the land comprised and described in certificate of title, volume 54, folio 218, Gisborne Registry: as the said area is shown edged brown on plan marked MD 9605 and deposited in the office of the Marine Department, at Wellington.

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Notes

1 *General*

This is a reprint of the Gisborne Harbour Board Empowering Act 1953. The reprint incorporates all the amendments to the Act as at 13 November 1953, as specified in the list of amendments at the end of these notes.

Relevant provisions of any amending enactments that contain transitional, savings, or application provisions that cannot be compiled in the reprint are also included, after the principal enactment, in chronological order. For more information, see <http://www.pco.parliament.govt.nz/reprints/>.

2 *Status of reprints*

Under section 16D of the Acts and Regulations Publication Act 1989, reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by the amendments to that enactment. This presumption applies even though editorial changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in the reprint.

This presumption may be rebutted by producing the official volumes of statutes or statutory regulations in which the principal enactment and its amendments are contained.

3 *How reprints are prepared*

A number of editorial conventions are followed in the preparation of reprints. For example, the enacting words are not included in Acts, and

provisions that are repealed or revoked are omitted. For a detailed list of the editorial conventions, see <http://www.pco.parliament.govt.nz/editorial-conventions/> or Part 8 of the *Tables of New Zealand Acts and Ordinances and Statutory Regulations and Deemed Regulations in Force*.

4 *Changes made under section 17C of the Acts and Regulations Publication Act 1989*

Section 17C of the Acts and Regulations Publication Act 1989 authorises the making of editorial changes in a reprint as set out in sections 17D and 17E of that Act so that, to the extent permitted, the format and style of the reprinted enactment is consistent with current legislative drafting practice. Changes that would alter the effect of the legislation are not permitted. A new format of legislation was introduced on 1 January 2000. Changes to legislative drafting style have also been made since 1997, and are ongoing. To the extent permitted by section 17C of the Acts and Regulations Publication Act 1989, all legislation reprinted after 1 January 2000 is in the new format for legislation and reflects current drafting practice at the time of the reprint.

In outline, the editorial changes made in reprints under the authority of section 17C of the Acts and Regulations Publication Act 1989 are set out below, and they have been applied, where relevant, in the preparation of this reprint:

- omission of unnecessary referential words (such as “of this section” and “of this Act”)
- typeface and type size (Times Roman, generally in 11.5 point)
- layout of provisions, including:
 - indentation
 - position of section headings (eg, the number and heading now appear above the section)
- format of definitions (eg, the defined term now appears in bold type, without quotation marks)
- format of dates (eg, a date formerly expressed as “the 1st day of January 1999” is now expressed as “1 January 1999”)

- position of the date of assent (it now appears on the front page of each Act)
- punctuation (eg, colons are not used after definitions)
- Parts numbered with roman numerals are replaced with arabic numerals, and all cross-references are changed accordingly
- case and appearance of letters and words, including:
 - format of headings (eg, headings where each word formerly appeared with an initial capital letter followed by small capital letters are amended so that the heading appears in bold, with only the first word (and any proper nouns) appearing with an initial capital letter)
 - small capital letters in section and subsection references are now capital letters
- schedules are renumbered (eg, Schedule 1 replaces First Schedule), and all cross-references are changed accordingly
- running heads (the information that appears at the top of each page)
- format of two-column schedules of consequential amendments, and schedules of repeals (eg, they are rearranged into alphabetical order, rather than chronological).

5 *List of amendments incorporated in this reprint
(most recent first)*
