

Reserves and Other Lands Disposal and Public Bodies Empowering Act 1919

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Note

This Act is administered in Land Information New Zealand. The words Department of Survey and Land Information were substituted, as from 1 February 1990, for the words Department of Lands and Survey pursuant to s 9(3)(a) Survey Amendment Act (No 3) 1989 (1989 No 139). Those words were in turn substituted, as from 1 July 1996, by the words Land Information New Zealand pursuant to s 4(b)(i) Survey Amendment Act 1996 (1996 No 55).

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An Act to provide for the Exchange, Sale, Reservation, and other Disposition of certain Reserves, Crown Lands, Endowments, and other Lands, to validate certain Transactions, and to confer certain Powers on certain Public Bodies.

BE IT 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 Reserves and other Lands Disposal and Public Bodies Empowering Act 1919.

2 Authorizing Manukau County Council to utilize certain funds for maintenance and repair of bridge constructed by Mangere Road Board prior to merger with the said Council

WHEREAS the Mangere Road Board did duly and in accordance with law raise loans for the purpose of the construction of a bridge over and across an arm of the Manukau Harbour between the Road District of Mangere and the Borough of Onehunga, called “The new Mangere Bridge”: And whereas the said bridge has been duly constructed: And whereas from time to time considerable damage has been wrought to the approaches of the said bridge by storms and inclement weather, and it is desirable that such damage should be repaired: And whereas the said Mangere Road District has recently become merged in the Manukau County Council, and at the time of such merger the sum of one thousand one hundred and seventy-three dollars and sixty-four and a sixth cents in excess of the amount required to provide current interest and current sinking fund in respect of the said loans was held by the said Mangere Road Board in a banking account of the said Road Board called “The Mangere Bridge Loan Account”: And whereas no present authority exists whereby the said sum of one thousand one hundred and seventy-three dollars and sixty-four and a sixth cents can be lawfully used for the purpose of repairing the said bridge as aforesaid, and it is desirable that such authority should be given: Be it therefore enacted as follows:—

The Manukau County Council is hereby authorized to pay and expend in repairs and making good the said damage to the said Mangere Bridge the sum of one thousand one hundred and seventy-three dollars and sixty-four and a sixth cents which

at the date of the merger of the Mangere Road District in the Manukau County Council stood to the credit of the said Mangere Road Board in the said banking account called “The Mangere Bridge Loan Account”.

The words “one thousand one hundred and seventy-three dollars and sixty-four and a sixth cents” were substituted, as from 10 July 1967, for the words “five hundred and eighty-six pounds sixteen shillings and fivepence” pursuant to section 7(1) Decimal Currency Act 1964 (1964 No 27).

3 Changing purpose of reserve at Howick, in the North Auckland Land District

Whereas by Order in Council dated the eighteenth day of September, eighteen hundred and ninety-five, Lot 1, Suburbs of Howick, in the North Auckland Land District, containing three acres and thirty-four perches, was vested in the Howick Township Road Board in trust as a site for a market: And whereas the said land is not required for the purpose for which it was reserved, and it is desired that the purpose be changed to that of a park: Be it therefore enacted as follows:—

The reservation for the purpose of a market-site of Lot 1, Suburbs of Howick, is hereby cancelled, and the said land is hereby declared to be reserved as a park, to be known as “The Stockade Hill Public Park”, and to be subject to the provisions of Part 2 of the Public Reserves and Domains Act 1908,

Section 3 was amended, as from 11 February 1922, by section 13 Reserves and other Lands Disposal and Public Bodies Empowering Act 1921 (1921 No 50), by omitting the words “under the control of the Howick Township Road Board.”

4 Vesting certain land in Waiuku Town Board to be held for purposes of recreation reserve

[Repealed]

Section 4 was repealed, as from 25 October 1963, by section 9(2) Reserves and Other Lands Disposal Act 1963 (1963 No 128).

5 Vesting Allotment 99, Parish of Hikurangi, in Auckland Education Board as a site for a public school

Whereas by a Warrant published in the *Gazette* of the thirty-first day of January, eighteen hundred and ninety-six, part of Allotment 4B, Parish of Hikurangi, containing seven acres two roods thirty-one

and three-fifths perches, in North Auckland Land District, was temporarily reserved for a public-school site, but the permanent reservation thereof was not completed: And whereas the Auckland Education Board, acting on the assumption that the reservation had been made permanent, proceeded to subdivide and dispose of that portion of the said land hereinafter described, with the object of procuring funds towards the acquisition of another school-site, and it is accordingly deemed expedient to vest that portion in the said Board: Be it therefore enacted as follows:—

- (1) The land hereinafter described is hereby vested in the Education Board of the District of Auckland as a site for a public school.
- (2) The land vested as aforesaid in the said Board is particularly described as follows:—

All that area in the North Auckland Land District, containing by admeasurement five acres three roods and thirty-one and three-fifths perches, more or less, and being Allotment 99, Hikurangi Parish: bounded towards the north-east by a closed road, 377.7 and 91.34 links; towards the east by the Whangarei North Railway, 1514.34 links; towards the south-east by a closed road, 215.4 and 432.14 links; and towards the west by the Great North Road, 45.1, 1559.22, and 778.63 links: be all the aforesaid linkages more or less: as the same is delineated on the plan 6/6/207, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red.

6 Validating purchase of certain land by Whangarei County Council and payment of purchase-money and interest thereon by instalments

Whereas the Whangarei County Council, on or about the twelfth day of February, nineteen hundred and eighteen, purchased for and on behalf of the Corporation of the County of Whangarei from one George Robinson all that piece or parcel of land in the Provincial District of Auckland, containing two acres three roods fourteen perches, more or less, formerly called “Whatakai 1A Block” but now called “Allotment 141 of the Parish of Maungatapere,” and comprising the whole of the land described and included in certificate of title, Volume 231, folio 239, of the Register-book

of the Auckland District Land Registrar; and also all that piece of land, containing sixteen acres three roods thirty-two perches, more or less, being part of Allotment 1 of the Parish of Maungatapere, and comprising the whole of the land described and included in a deed of conveyance registered in the Deeds Registry Office, at Auckland, under number 233608, but subject to a reservation contained in the said conveyance registered as number 233608 to one J Ling to take water from a spring on the said land by means of a hydraulic ram or otherwise as provided in the said deed of conveyance, for the sum of two thousand dollars, and paid to the said George Robinson the sum of two hundred dollars on account of such purchase-money, and agreed to take over the responsibility of an existing mortgage to the Superintendent of the State Advances Office, which on the said twelfth day of February, nineteen hundred and eighteen, was assessed at the sum of eight hundred and four dollars and seventy-one and two-third cents, and to duly regularly and punctually perform, fulfil, and keep all the covenants, conditions, and agreements contained and implied in a certain deed of mortgage registered as aforesaid under number 233609, and in memorandum of mortgage registered as 65375, and on the part of the mortgagor therein named to be observed, performed, and kept, and to indemnify the said George Robinson, his estate and effects, from and against all actions, claims, and demands for or on account of the same; and the said Whangarei County Council by the said agreement further agreed to pay to the said George Robinson, on the twelfth day of February, nineteen hundred and nineteen, and on the twelfth day of February of each and every year thereafter until the whole of the purchase-money should be fully paid to the said George Robinson, the sum of two hundred dollars in part-payment and reduction of the said purchase-money, or, if there be on any of such days less than the sum of two hundred dollars owing, the said County Council would pay to the said George Robinson whatever sum there would then be owing; and in pursuance of such agreement a further sum of two hundred dollars has been paid by the said Council to the said George Robinson in reduction of the said purchase-money; and the

said Council further agreed to pay interest upon the balance of the purchase-money owing from time to time at the rate of ten dollars per centum per annum by half-yearly instalments on the twelfth days of February and August in each year, and the said County Council entered into possession of the said lands on the twelfth day of February, nineteen hundred and eighteen: And whereas the said County Council has paid out of the said Council's funds all interest accrued due on the said purchase-money up to the twelfth day of August, nineteen hundred and nineteen, and has also paid in respect of the said moneys secured to the Superintendent of the State Advances Office instalments up to the twenty-eighth day of July, nineteen hundred and nineteen: And whereas doubts have arisen as to the validity of the said contract for such purchase of land as aforesaid and the payment of interest to the said George Robinson and the State Advances Office respectively: Be it therefore enacted as follows:—

The said purchase by the Whangarei County Council, and all payments of interest and sums of money paid on account of the said purchase-money made to the said George Robinson, and the payments made to the State Advances Office under its mortgage security heretofore made by the said Whangarei County Council pursuant to the said agreement, are hereby validated; and the said Whangarei County Council is hereby authorized and empowered to pay interest at the rate above mentioned on the amount of purchase-money from time to time unpaid in respect of such purchase, and to pay the sums of money from time to time due and to accrue due under the said mortgage to the State Advances Office, and further to pay the unpaid purchase-moneys for the said lands pursuant to and in terms of the said agreement.

The words "two thousand dollars", "two hundred dollars", "eight hundred and four dollars and seventy-one and two-third cents", and "ten dollars" were substituted, as from 10 July 1967, for the words "one thousand pounds", "one hundred pounds", "four hundred and two pounds seven shillings and twopence", and "five pounds" pursuant to section 7(1) Decimal Currency Act 1964 (1964 No 27).

7 Authorizing Avondale Road Board to sell certain land

- (1) The Avondale Road Board is hereby empowered, on behalf of and for the Corporation of the Avondale Road District, to sell, either by public auction or private contract, all that piece or parcel of land, containing twenty-nine and four-fifths perches, more or less, being Lot 15 of the subdivision of Sections 17 to 31 (inclusive) of Allotment 64, Parish of Titirangi, known as “the old Road Office yard and shed”, in Blake Street, Avondale, which is no longer required for the use of the said road district, at such price and subject to such conditions as to payment or otherwise as the Board thinks fit.
- (2) Upon any sale so made the said Board is hereby empowered to execute on behalf of the said Corporation under its common seal an assurance of the said piece or parcel of land to the purchaser or purchasers thereof, and to receive and pay the purchase-money therefor into the Road Board Fund of the said district for use as part of its ordinary funds.

8 Declaring lands at Kohukohu, North Auckland Land District, available under Land Act

- (1) The lands hereinafter described, being Crown lands administered by the Minister of Marine, are hereby declared to be available for disposal under the Land Act 1908.
- (2) The lands to which this section relates are all those lands at Kohukohu, in the North Auckland Land District, bounded as follows: On the west by Beach Street; on the south by Wharf Street; on the east on the Hokianga River by a wall, and a line in continuation thereof, of a total length of three hundred feet; and on the north on the said river by a line parallel with Wharf Street to Beach Street.

9 Authorizing North Auckland Land Board to sell certain land for railway or tramway purposes

- (1) The North Auckland Land Board is hereby empowered to sell, with the consent of the Minister of Lands, to such person or company, at such price and subject to such conditions, as it may think fit, a strip of land not exceeding one chain in width intersecting that portion of Kaiwaka Town which was declared to be Crown land by section nineteen of the Reserves

and other Lands Disposal and Public Bodies Empowering Act 1915, and such strip shall be in such position as the Minister may consider suitable for the purposes of a railway or tramway.

- (2) Such sale, if made, shall be subject to any then existing lease or tenancy.
- (3) Upon the completion of such sale the Governor-General shall, by Warrant under his hand, direct the issue of a certificate of title to the purchaser in respect of the land so sold for an estate in fee-simple, but subject, if the circumstances so require, to any such lease or tenancy aforesaid, and such certificate of title shall thereupon be issued accordingly.
- (4) The title so issued shall not be subject to the provisions of Part 13 of the Land Act 1908.

10 Authorizing the Leslie Presbyterian Orphanage Board to transfer its property to New Zealand Presbyterian Church Property Trustees

Whereas the Leslie Presbyterian Orphanage at Remuera, Auckland, in New Zealand, was established pursuant to the trusts of the will of the late James Leslie, of Parnell, Auckland aforesaid, baker (deceased), who died at Auckland aforesaid on the fifteenth day of November, eighteen hundred and eighty-eight: And whereas the property, funds, and assets of the said Leslie Presbyterian Orphanage are vested in the Leslie Presbyterian Orphanage Board, a Board duly incorporated under the Religious, Charitable, and Educational Trusts Act 1908: And whereas the said the Leslie Presbyterian Orphanage Board is desirous of transferring the whole of the orphanage property at Remuera aforesaid and all other funds and assets of the said Board to the New Zealand Presbyterian Church Property Trustees, subject to the trusts of the will of the said James Leslie (deceased) and of all subsequent bequests or donations to the said Leslie Presbyterian Orphanage, to the intent that the said orphanage may be in law as it is now in fact a Presbyterian institution belonging to the Presbyterian Church of New Zealand: And whereas the said the New Zealand Presbyterian Church Property Trustees have signified their willingness to accept a transfer of such property, funds, and assets of the said the Leslie Presbyterian Orphanage Board, subject to such trusts: And whereas some doubts have arisen

as to whether the said the Leslie Presbyterian Orphanage Board is legally empowered to make such transfer as aforesaid: Be it therefore enacted as follows:—

- (1) The Leslie Presbyterian Orphanage Board is hereby fully empowered and authorized to assign, transfer, and set over unto the New Zealand Presbyterian Church Property Trustees the lands hereinafter described belonging to the said the Leslie Presbyterian Orphanage upon the trusts and for the objects and purposes set out in the will of the said James Leslie (deceased), and to pay and transfer to the said Presbyterian Church Property Trustees all moneys and other assets and securities in the hands of the said the Leslie Presbyterian Orphanage Board pertaining to the said orphanage, and to make, sign, seal, and deliver such transfers, documents, and writings as shall be requisite or necessary for the purpose of carrying into effect the powers hereby given.
- (2) On the completion of all proceedings, acts, deeds, matters, and things required to give effect to the last preceding subsection the said the Leslie Presbyterian Orphanage Board is hereby relieved from all responsibility and liability for the subsequent carrying-out of the trusts of the will of the said James Leslie (deceased) and for the conduct and maintenance of the business and affairs of the said Leslie Presbyterian Orphanage, for all of which the said Presbyterian Church Property Trustees shall thenceforth be solely responsible.
- (3) The land to which this section relates is particularly described as follows:—

All that piece or parcel of land in the Provincial District of Auckland, containing twelve acres, more or less, comprising Lots 52 and 53 on a plan deposited in the Land Registry Office, at Auckland, under number 2708, and being part of Allotment 220 of Section 16 of the Suburbs of Auckland, and being the whole of the land comprised in certificate of title registered in Volume 148, folio 170, of the Register-books at Auckland aforesaid.
- (4) The assets and securities to which this section relates are as follow:—

Deed of mortgage No 156653. Further charge No 184180. Deed of mortgage No 174553. Deed of mortgage No 244417. Deed of mortgage No 263946. Memorandum of mortgage No 22831, certificates of title 40/30, 49/233. Memorandum of mortgage No 47923, certificate of title 74/57. Memorandum of mortgage No 77992, certificate of title 269/270. Five hundred "A" preference shares numbered 14501 to 15000 (inclusive) in Macky, Logan, Caldwell (Limited). Interest, not yet realized, of the Leslie Presbyterian Orphanage as a beneficiary under the will of the late A R D Watson (deceased). Interest, not yet realized, under the will of P J Tierney (deceased). Interest, not yet realized, under the will of Daniel McDonald (deceased). All future bequests payable under any will to or for the benefit of the Leslie Presbyterian Orphanage.

11 Providing for constitution of Waiheke Island as a road district

[Repealed]

Section 11 was repealed, as from 1 April 1957, by section 453 Counties Act 1956 (1956 No 64).

Subsection (2) was inserted, as from 6 November 1924, by section 12 Reserves and other Lands Disposal and Public Bodies Empowering Act 1924 (1924 No 55).

The Religious, Charitable, and Educational Trusts Act 1908 was repealed, as from 1 January 1958, by section 63(1) Charitable Trusts Act 1957 (1957 No 18).

12 Cancelling reservation for scenic purposes of Section 31, Block IV, Rotorua Survey District

The reservation for scenic purposes under the Scenery Preservation Act 1908, of Section 31, Block IV, Rotorua Survey District, in the Auckland Land District, containing twenty-seven acres two roods, is hereby cancelled, and the said land is hereby declared to be Crown land available for disposal under the Land Act 1908.

13 Adding portions of certain closed streets to Te Aroha Bridge Domain

Whereas the portions of Boundary Street and Lipsey Street, in the Borough of Te Aroha, as hereinafter described, were closed by the

Te Aroha Borough Council under the provisions in that behalf of the Municipal Corporations Act 1908: And whereas it is desired by the said Council that the land comprised in the portions of the said streets closed as aforesaid should be added to the Te Aroha Bridge Domain: Be it therefore enacted as follows:—

- (1) The parcels of land hereinafter described, being the closed portions of Boundary Street and Lipsey Street hereinbefore referred to, are hereby declared to be subject to the provisions of Part 2 of the Public Reserves and Domains Act 1908, and to form part of the Te Aroha Bridge Domain, and to be subject to the control of the Te Aroha Bridge Domain Board.
- (2) The parcels of land to which this section relates are particularly described as follows:—

All that area in the Auckland Land District, containing two roods, more or less, being part of Boundary Street (closed) in the Te Aroha Goldfield Town, Block IX, Aroha Survey District: bounded towards the north-east by Rewi Street, 100 links; towards the south-east and again towards the north-east by part of Boundary Street (closed), 166.6 and 100 links respectively; again towards the south-east by Section 16, Block IV, of Te Aroha Goldfield Town, 166.6 links; towards the south-west by part of Lipsey Street (closed), 200 links; and towards the north-west by Block XVI, Te Aroha Goldfield Town, 333.2 links: be all the aforesaid linkages more or less.

Also all that area in the Auckland Land District, containing three roods twenty-four perches, more or less, being part of Lipsey Street (closed) in the Te Aroha Goldfield Town, Block IX, Aroha Survey District: bounded towards the north-east by Sections 16, 15, 14, 13, 12, 11, and 10, Block IV, Te Aroha Goldfield Town, 600 links; towards the south-east by Rolleston Street, 150 links; towards the south-west by Section 1, Block LXV, Te Aroha Goldfield Town, 600 links; and towards the north-west by part of Lipsey Street (closed), 150 links: be all the aforesaid linkages more or less.

14 Authorizing the reclassification under the Land Act 1908, of certain Crown lands in Auckland Land District

The Land Board of the Auckland Land District may, with the approval of the Minister of Lands, reclassify as third-class land

any Crown land situated in the Opotiki, Waioeka, Waioeka South, Waiawa, Urutawa, Urutawa East, or Motu West Survey Districts, in the Auckland Land District, which at the passing of this Act is classified as second-class land.

15 Cancelling reservation for purposes of internal communication over part of Section 2, Block VII, Tarawera Survey District

Whereas by a Warrant published in the *Gazette* of the twenty-second day of November, nineteen hundred and six, Section 2, Block VII, Tarawera Survey District, containing one hundred acres, was permanently reserved for purposes of internal communication: And whereas by Order in Council published in the *Gazette* of the tenth day of September, nineteen hundred and eight, control of the said reserve was vested in the Minister having the administration of the Tourist and Health Resorts Control Act 1908: And whereas the land hereinafter described (being portion of the land reserved as aforesaid) is no longer required for the purpose for which it was so reserved, and it is deemed expedient that it should be made available for settlement purposes: Be it therefore enacted as follows:—

- (1) The reservation for purposes of internal communication is hereby cancelled over the land hereinafter described, and the said land is declared to be Crown land available for disposal under the Land Act 1908.
- (2) The land to which this section relates is particularly described as follows:—

All that area in the Auckland Land District, containing by admeasurement forty-four acres, more or less, being part of Section 2, Block VII, Tarawera Survey District: bounded towards the north-west by Section 11, Block VII, Tarawera Survey District, 6408.6 links; towards the south-east generally by a road, 331.2, 315, 197.5, 511.1, 586.4, 908.3, 387.4, 144.6, 236.6, 285.2, 657.5, 892, 248.9, 175.6, 340.9, 500.1, 51.7, 256, 134.1, 296.8, 153.1, and 576.7 links; towards the south-west generally by the Te Urupa and Te Mu Blocks, 355.9, 200, 548, 271, and 152 links respectively: be all the aforesaid linkages more or less: as the same is delineated on the plan marked L and S 8/1/26, deposited in the Head Office,

Department of Lands and Survey, at Wellington, and thereon bordered red.

16 Cancelling reservation for purpose of a creamery-site over Section 10, Block XII, Piako Survey District

The reservation for the purpose of a creamery-site over Section 10, Block XII, Piako Survey District, containing two acres and six perches, is hereby cancelled, and the said section is hereby declared to be Crown land available for disposal under the Land Act 1908.

17 Authorizing the Waitomo County Council to grant lease of certain land to any person

- (1) The body corporate constituted under the Counties Act 1908, as the Chairman, Councillors, and Inhabitants of the County of Waitomo (hereinafter referred to as the Corporation), and the Waitomo County Council (hereinafter referred to as the Council) on behalf of the Corporation, are hereby expressly empowered and authorized to grant to any person a lease of all that piece or parcel of land, containing by admeasurement twenty acres one rood one perch, more or less, being part of the blocks situated in the Otake Survey District called Rangitoto-Tuhua 64, Section J, and Rangitoto-Tuhua 64 2B, and being the whole of the land comprised and described in certificate of title, Volume 291, folio 241, Auckland Register (which said land is now vested in the Corporation), together with the right of proper and convenient access thereto and all necessary or incidental rights, and a *profit à prendre* to work and quarry the limestone and other metal upon or contained in the said land, and commercially develop, deal with, and dispose of the same for such period and subject to such terms, covenants, and conditions (including provision for renewal of the term) as to the Council shall seem advisable.
- (2) The District Land Registrar for the Auckland Land Registry District is hereby authorized and directed to register any instrument or instruments given or executed pursuant to or by virtue of the powers and authorities hereby conferred.

Subsection (1) was amended, as from 6 November 1924, by section 61(a) Reserves and other Lands Disposal and Public Bodies Empowering Act

1924 (1924 No 55) by substituting the words “any person”, for the words “Wright Stephenson, and Company (Limited), its successors and assigns (the said company and its successors and assigns being hereinafter referred to and included in the term the said company)”. Subsection (1) was further amended by section 61(b) of that Act by omitting the words “on the part of the said company and of the Corporation”.

Subsection (2) was amended, as from 6 November 1924, by section 61(c) Reserves and other Lands Disposal and Public Bodies Empowering Act 1924 (1924 No 55) by omitting the words “by the said company and the Council”.

18 Providing for apportionment of Sections 146 and 148, Parish of Komakorau, Auckland Land District, among certain Maori

Whereas Sections 146 and 148, Parish of Komakorau, in the Auckland Land District, were originally set aside for the use of Maori, but have never been proclaimed as a Maori reserve: And whereas the Maori Land Court has recommended that the said sections should be granted to certain Maori, but no statutory authority exists to give effect to the recommendations of the Court, and the said lands have never been so granted: And whereas Lots 7 and 8 of the said Section 148, containing thirty-nine acres one rood thirty-one perches, have been inadvertently sold by the Crown: And whereas it is now desirable that a further inquiry should be held to ascertain the names of the persons to whom the residue of the land should be granted, and to ascertain the amount of compensation (if any) that should be awarded in respect of the land inadvertently sold as aforesaid: Be it therefore enacted as follows:—

- (1) The Governor-General may, by Order in Council, confer on the Maori Appellate Court jurisdiction to inquire and report as to the names of the persons to whom Section 146 and the residue of Section 148 aforesaid should in equity be granted, and also to determine what sum (if any) should be paid by the Crown as compensation in respect of the sale by the Crown as aforesaid of Lots 7 and 8 of the said Section 148, and the persons to whom and the proportions in which such compensation should be paid.
- (2) Upon receipt of the report of the Maori Appellate Court as aforesaid the Governor-General may, by Warrant under his hand, authorize the issue of certificates of title to the persons deemed to be entitled to receive grants of the said Section

146 and the residue of the said Section 148, subject to such restrictions and conditions as to alienation as he deems fit.

- (3) Compensation in accordance with the said report may be paid out of moneys to be appropriated by Parliament for the purpose in respect of the sale by the Crown of Lots 7 and 8 of Section 148 aforesaid.

The word “Maori” was substituted, as from 27 November 1947, for the word “Native” pursuant to section 2(2) Maori Purposes Act 1947 (1947 No 59).

The words “Maori Land Court” were substituted, as from 27 November 1947, for the words “Native Land Court” pursuant to section 4(2) Maori Purposes Act 1947 (1947 No 59).

The words “Maori Appellate Court” were substituted, as from 27 November 1947, for the words “Native Appellate Court” pursuant to section 4(3) Maori Purposes Act 1947 (1947 No 59).

19 Validating proceedings with respect to proposed loans by Waitomo County Council for maintenance of portion of Te Kuiti-Awakino Road

Whereas on the twenty-eighth day of February, nineteen hundred and seventeen, the Waitomo County Council, purporting to act under and in accordance with the provisions of the Local Bodies Loans Act 1913, caused to be taken a poll, under the provisions of the said Act, upon the proposal to raise a special loan of two thousand six hundred dollars for the purpose of reforming, culverting, and metalling the Te Kuiti-Awakino Road in conjunction with the Awakino County Council, commencing at Piopio and continuing to the Mangaotaki Bridge on the Te Kuiti-Awakino Road, and also to provide maintenance of the same for a period of, say, five years on the security of the annually recurring rate of twenty-five ninety-sixths of a cent in the dollar on the capital value of all rateable property in the Paemako Special-rating Area: And whereas the said proposal was duly carried: And whereas the said Council on the twentieth day of August, nineteen hundred and seventeen, purporting to act under and in accordance with the power and authority in it vested by the said Local Bodies Loans Act 1913, resolved by way of special order to raise a loan of two thousand dollars for the purpose of continuing the metalling on the Takiri Road to about the six-and-three-quarter-mile peg and repumicing the remaining portion as far as Tangitu, also for the maintenance of the road from Waimiha to Tangitu, upon the security of the special

annually recurring rate of forty-five ninety-sixths of a cent in the dollars upon the capital value of all rateable property in the Tangitu Special-rating Area: And whereas, the said loans being wholly or in part for maintenance, the said Council has no power or authority to raise the same: And whereas it is expedient that the said Council should be empowered as hereinafter appearing: Be it therefore enacted as follows:—

- (1) The said Council may proceed to raise the said loans and to apply the moneys resulting therefrom in accordance with the respective purposes for which the same were authorized by the ratepayers, and the said loans and each of them shall at all times be and be deemed to be in all respects as valid and effectual as though wholly raised for purposes whereunto the said Council was duly authorized by the provisions of the Local Bodies Loans Act 1913.
- (2) It shall be lawful for the said Council, for the purpose of repaying the said loans and for the payment of interest thereon, to make, levy, and enforce payment of the said several special rates aforesaid, and also to pay out of the respective sums of loan-moneys the amount due in each case for the first year for interest and the sinking fund and the expenses of raising each of the said loans.

The words “two thousand six hundred dollars”, “twenty-five ninety-sixths of a cent in the dollar”, “two thousand dollars”, and “forty-five ninety-sixths of a cent in the dollar” were substituted, as from 10 July 1967, for the words “one thousand three hundred pounds”, “five-eighths of a penny in the pound”, “one thousand pounds”, and “seven-eighths of a penny in the pound” pursuant to section 7(1) Decimal Currency Act 1964 (1964 No 27).

20 Validating loans by Waitomo County Council for maintenance of portion of Te Kuiti-Awakino Road

Whereas on the twentieth day of March, nineteen hundred and eighteen, the Waitomo County Council, purporting to act under and in accordance with the provisions of the Local Bodies Loans Act 1913, caused to be taken a poll upon the proposals following, that is to say: (a) Upon the proposal to raise a special loan of one thousand dollars upon the security of a special annually recurring rate of five ninety-sixths of a cent in the dollar on the capital value of all rateable property within the Te Kuiti-Piopio Special-rating Area Number 1 for the purpose of refunding to the Te Kuiti Riding,

the Paemako Riding, and the Aria Riding Accounts the amounts advanced thereout for reculverting, re-forming, and remetalling portions of the Te Kuiti-Awakino Road between the Te Kuiti Township Boundary and Piopio; and (b) upon the proposal to raise a special loan of three thousand dollars upon the security of a special annually recurring rate of five ninety-sixths of a cent in the dollar on the capital value of all rateable property within the Te Kuiti-Piopio Special-rating Area Number 2 for the purpose of refunding to the Te Kuiti Riding, the Paemako Riding, and the Aria Riding Accounts the amounts advanced thereout for reculverting, re-forming, and remetalling portions of the Te Kuiti-Awakino Road between the Te Kuiti Township Boundary and Piopio: And whereas the said proposals were duly carried: And whereas the said Council had prior to the raising of the said several loans expended considerable sums of money in, about, and towards the execution of the works aforesaid: And whereas none of the said loan-moneys can be legally applied by the said Council in or towards refunding amounts already expended out of the said several accounts aforesaid: Be it therefore enacted as follows:—

- (1) The said loans shall at all times be deemed to have been lawfully authorized and raised.
- (2) The said Council is hereby authorized to apply the moneys raised by way of the said special loans towards refunding to each of the said several accounts aforesaid the moneys expended thereout in or about the carrying-out or execution of the several works aforesaid, and to apply the balance of the said special loan-moneys towards the further execution, carrying-out, or performance of the said works.
- (3) The several special rates which respectively constitute the security for the said special loans shall be collectable, and payment thereof shall be enforceable, as though the said special loans and each of them, and the proceedings preliminary to the raising thereof, were in every way valid and effectual and fully authorized under the Local Bodies Loans Act 1913.

The words “one thousand dollars”, “five ninety-sixths of a cent in the dollar”, and “three thousand dollars” were substituted, as from 10 July 1967, for the words “five hundred pounds”, “one-eighth of a penny in the pound”, and “one thousand five hundred pounds” pursuant to section 7(1) Decimal Currency Act 1964 (1964 No 27).

21 Validating loan by Awakino County Council for maintenance of Te Kuiti-Awakino Road

Whereas on the twenty-eighth day of February, nineteen hundred and seventeen, the Awakino County Council, purporting to act under and in accordance with the provisions of the Local Bodies Loans Act 1913, caused to be taken a poll upon a proposal to raise a special loan of one thousand four hundred and twenty dollars upon the security of a special annually recurring rate of five seventy-seconds of a cent in the dollar upon the unimproved value of all rateable property situate in the Mahoenui Special-rating Area for the purpose of repairing and renewing, in conjunction with the Waitomo County Council, that portion of the main Te Kuiti-Awakino Road between Piopio and the Ototohu Stream: And whereas the said proposal was duly carried, and the loan was raised from the Public Trustee: And whereas, the said loan being wholly or in part for maintenance-works, the said Council had no legal power or authority to raise the same: And whereas it is expedient that the said Council should be empowered and the said loan validated as hereinafter appearing: Be it therefore enacted as follows:—

- (1) The said loan shall be deemed to have been lawfully raised, and the said Council shall at all times be deemed to have been lawfully entitled to apply the moneys resulting therefrom in accordance with the purposes for which the raising of the same was authorized by the ratepayers; and the said loan shall at all times be and be deemed to be in all respects and for all purposes as valid and effectual as though wholly raised for purposes whereunto the said Council was duly authorized by the provisions of the Local Bodies Loans Act 1913.
- (2) It shall be lawful and be deemed to have been at all times lawful for the said Council, for the purpose of repaying the said loan and for the payment of interest thereon, to make, levy, and enforce payment of the special rate made as security therefor, and to pay or to have paid out of the proceeds of the said loan the amount due for the first year for interest and sinking fund and the expenses of raising the said loan.

The words “one thousand four hundred and twenty dollars”, and “five seventy-seconds of a cent in the dollar” were substituted, as from 10 July 1967, for the words “seven hundred and ten pounds”, and “one-sixth of a penny in the pound” pursuant to section 7(1) Decimal Currency Act 1964 (1964 No 27).

**22 Validating loan by Awakino County Council for
maintenance of roads in Marakopa Riding of Awakino
County**

Whereas on the fifth day of February, nineteen hundred and nineteen, the Awakino County Council, purporting to act under and in accordance with the provisions of the Local Bodies Loans Act 1913, caused to be taken a poll upon a proposal to raise a special loan of eight hundred dollars upon the security of a special annually recurring rate of fifteen one hundred and ninety-seconds of a cent in the dollar on the unimproved value of all rateable property within the Marakopa Riding of the Awakino County for the purpose of maintaining, renewing, and generally improving the roads in the said riding: And whereas the said proposal was duly carried, and the said loan was raised from the Public Trustee: And whereas, the said loan being wholly or in part for maintenance-works, the said Council had no legal power or authority to raise the same: And whereas it is expedient that the said Council should be empowered and the said loan validated as hereinafter appearing: Be it therefore enacted as follows:—

- (1) The said loan shall be deemed to have been lawfully raised, and the said Council shall at all times be deemed to have been lawfully entitled to apply the moneys resulting therefrom in accordance with the purposes for which the raising of the same was authorized by the ratepayers; and the said loan shall at all times be and be deemed to be in all respects and for all purposes as valid and effectual as though wholly raised for purposes whereunto the said Council was duly authorized by the provisions of the Local Bodies Loans Act 1913.
- (2) It shall be lawful and be deemed to have been at all times lawful for the said Council, for the purpose of repaying the said loan and for the payment of interest thereon, to make, levy, and enforce payment of the special rate made as security therefor, and to pay or to have paid out of the proceeds of the said loan the amount due for the first year of interest and sinking fund and the expenses of raising the said loan.

The words “eight hundred dollars”, and “fifteen one hundred and ninety-seconds of a cent in the dollar” were substituted, as from 10 July 1967, for the words “four hundred pounds”, and “three sixteenths of a penny in the pound” pursuant to section 7(1) Decimal Currency Act 1964 (1964 No 27).

23 Certain lands in Borough of Thames, now vested in His Majesty for mining purposes, reserved as a site for a technical school

Whereas the lands hereinafter described, being lands situated in the Borough of Thames, are vested in His Majesty and reserved for mining purposes: And whereas it is desired to change the purpose for which the said lands are so held and to reserve the said lands as a site for a technical school: Be it therefore enacted as follows:—

- (1) The reservation for mining purposes over the lands hereinafter described is hereby cancelled, and the said land is hereby declared to be held by His Majesty in trust as a site for a technical school.
- (2) The lands to which this section relates are more particularly described as follows:—

All that piece or parcel of land in the Land District of Auckland, being the whole of Allotments 23, 24, 25, 26, 27, and 28 on the plan of the Township of Shortland, deposited in the office of the District Land Registrar at Auckland: bounded towards the north-east by Sections 679, 680, 681, 682, 683, and 684, 300 links; towards the south-east by Section 22, 250 links; towards the south-west by Rolleston Street, 289.4 links; towards the north-west by Section 29, 251.4 links, to the point of commencement: be all the aforesaid linkages a little more or less: as the same is delineated on plans numbered 22/1274A and 22/1274B, deposited at the Head Office, Lands and Survey Department, Wellington, and thereon shown green and red respectively.

24 Authorizing Whakatane Harbour Board to sell certain land situated in the Parish of Waimana, Auckland Land District

It shall be lawful for the Whakatane Harbour Board to sell by public auction all that parcel of land, containing one rood, more or less, being Lot 44 on a plan deposited in the Land Registry Office, at Auckland, under number 556, which said parcel of land is portion of Allotment 271 of the Parish of Waimana, and the whole of the land comprised in certificate of title, Volume 257, folio 84, of the Auckland Land Registry; and the proceeds of such sale of the said land shall be paid by

the said Whakatane Harbour Board to the Whakatane Harbour Board's General Harbour Fund Account.

25 Certain Crown lands in North Auckland Land District to be disposed of to certain landless Native

[Repealed]

Section 25 was repealed, as from 11 February 1922, by section 83(4) Reserves and Other Lands Disposal and Public Bodies Empowering Act 1921-22 (1921 No 59).

26 Cancellation of trust for burial purposes over certain lands vested in Roman Catholic Bishop of Auckland and situated at Pukekohe

Whereas Allotment 22 of Section 1 on the plan of the Suburbs of Pukekohe was granted on the third day of September, eighteen hundred and eighty-seven, under the Roman Catholic Lands Act 1876 [Repealed], and the Special Powers and Contracts Act 1886, to John Edmund Luck, Roman Catholic Bishop of Auckland, in trust as a site for a cemetery: And whereas part of the said land hereinafter described is not required for the said purposes, and it is desired to empower the grantee to dispose of the same: Be it therefore enacted as follows:—

- (1) The trust contained in the certificate of title issued in respect of the said Allotment 22 to the said grantee and registered in the office of the District Land Registrar, at Auckland, in Volume 48, folio 70, is hereby cancelled in respect of portion of the said Allotment 22, containing five acres one rood twenty-five decimal seventeen perches: bounded on the south by Victoria Street, 426.03 links; on the east by Seddon Street, 992.37 links; on the north by other part of said Allotment 22, by a line bearing $93^{\circ} 58'$, 302.17 links, and bearing $81^{\circ} 31'$, 303.2 links, to Dublin Street; and on the west by Dublin Street, 1220.67 links, to the commencing-point: as the said parcel of land is more particularly delineated on a plan deposited in the Head Office, Department of Lands and Survey, at Wellington, and marked 2/369: and the said land hereinbefore described is hereby vested in the corporation sole known as the Roman Catholic Bishop of Auckland for an estate in fee-simple freed from the said trust.

- (2) The District Land Registrar at Auckland is hereby empowered and directed to issue a certificate of title to the said the Roman Catholic Bishop of Auckland for the said land in order to give effect to the provisions of this section.
- (3) The Roman Catholic Bishop of Auckland is hereby empowered to sell, lease, or otherwise dispose of the said land or any part or parts thereof.

27 Declaring Kohi Bush Reserve, Hawke's Bay Land District, to be a public domain

Whereas by Warrant dated the twenty-seventh day of August, eighteen hundred and seventy-eight, and published in the *Gazette* of the twenty-ninth day of that month, the bush reserve in Block I, Waimata Survey District, in the Hawke's Bay Land District, containing an area of one hundred and seven acres one rood five perches, more or less, was permanently reserved for timber purposes: And whereas by Order in Council purporting to be made under section twenty-four of the Public Reserves Act 1881, on the twenty-ninth day of December, eighteen hundred and eighty-five, and published in the *Gazette* of the seventh day of January, eighteen hundred and eighty-six, the said reserve was declared to be subject to the provisions of the Public Domains Act 1881: And whereas the said Order in Council was invalid in that there was no authority to declare a reserve for timber purposes to be subject to the provisions of the Public Domains Act 1881: Be it therefore enacted as follows:—

The said reserve is hereby declared to be, and at all times since the twenty-ninth day of December, eighteen hundred and eighty-five, to have been, a reserve for a public domain, and is hereby declared to be subject accordingly to the provisions of Part 2 of the Public Reserves and Domains Act 1908.

28 Cancelling reservation for cemetery purposes over Sections 164, 165, and 166, Town of Clive

Whereas by Warrant published in the *Gazette* of the sixteenth day of January, eighteen hundred and seventy-nine, Sections 164, 165, and 166, Town of Clive, in the Hawke's Bay Land District, containing by admeasurement two roods

twenty-seven perches, more or less, were permanently reserved for the purposes of a cemetery: And whereas the bodies interred therein have been removed, and the said land is not now required for cemetery purposes: Be it therefore enacted as follows:—

The reservation of Sections 164, 165, and 166, Town of Clive, for the purposes of a cemetery is hereby cancelled, and the said land is hereby declared to be Crown land available for disposal under the Land Act 1908.

29 Authorizing the Wairoa County Council and the Hawke's Bay County Council to purchase telephonenumber between Mohaka and Tangoio

- (1) The Wairoa County Council and the Hawke's Bay County Council are hereby jointly empowered to purchase from His Majesty the King a certain telephone-line erected between Mohaka and Tangoio, in the Hawke's Bay Land District.
- (2) The purchase-money of the said line shall be contributed by the said County Councils in such proportions as they may determine in that behalf, and the said line shall become the property of such one of the Corporations of the said counties as may be mutually agreed by the Councils thereof, or part of the said line may become the property of one of the said Councils and the remainder the property of the other such Council as may be mutually agreed in that behalf.
- (3) Each of the said Councils is hereby empowered to raise, as for a public work, a special loan under the Local Bodies Loans Act 1913, for the purpose of enabling it to pay its proportion of the cost of the said line. Every such loan may be raised by special order without taking the steps prescribed by sections eight to twelve of the Local Bodies Loans Act 1913, and as security for such loan the local authority concerned may pledge a special rate to be made and levied over the rateable property within the whole area of the county or over such special-rating area therein as may be fixed in that behalf.
- (4) For the purposes of this section the expression **telephonenumber** includes all wires, insulators, posts, instruments, and other apparatus or appliances used in connection with the telephone-line to which this section relates.

- (5) This section is in substitution for section one hundred and eleven of the Reserves and other Lands Disposal and Public Bodies Empowering Act 1917, and that section is hereby accordingly repealed.

30 Change of purpose of reservation over Section 12, Block II, Town of Te Puia, Hawke's Bay Land District

The reservation for the purpose of a public library over Section 12, Block II, Town of Te Puia, in the Hawke's Bay Land District, is hereby cancelled, and the said land is hereby declared to be set apart as a hot-springs reserve.

31 Authorizing Hastings Borough Council, Hawke's Bay County Council, and Havelock Town Board to raise joint loan of \$8,000 for acquisition of site for technical high school

- (1) The Hastings Borough Council, the Hawke's Bay County Council, and the Havelock North Town Board are hereby authorized to unite for the purpose of raising a joint special loan, not exceeding eight thousand dollars, for the acquisition of land in the Borough of Hastings as a site for a technical high school.
- (2) The loan hereby authorized to be raised shall be raised subject to the provisions of Part 2 of the Local Bodies Loans Act 1913, save that it shall not be necessary for any of the said local authorities to take the steps defined in sections eight to twelve of that Act.
- (3) The liability in respect of any loan raised under the authority of this section shall be allocated among the several local authorities aforesaid in such proportions as may be agreed on by those local authorities.

The words "eight thousand dollars" were substituted, as from 10 July 1967, for the words "four thousand pounds" pursuant to section 7(1) Decimal Currency Act 1964 (1964 No 27).

32 Empowering Waipawa Borough Council to appropriate part of Section 20, Block 45, Patangata District, to

**widening Bibby Street, and to convey the rest of such
section to purchaser**

Whereas by a deed dated the tenth day of November, eighteen hundred and ninety-eight, and registered as number 31587, one Michael Moroney, in consideration of the sum of two hundred and twenty dollars, paid to him by the Waipawa Town Board, did convey to such Board a piece of land, containing one acre, more or less, being portion of Block 45, Patangata District, and being Section 20 on the plan of the Waipawa Bush (part of the Homewood Estate), deposited in the Deeds Registry Office at Napier: And whereas by the Waipawa Borough Act 1907, the Borough of Waipawa was constituted and the Waipawa Town District was abolished, and all the property of the Corporation thereof was vested in the Corporation of the said borough: And whereas the said deed contains no statement regarding the purpose for which the said piece of land was purchased by the Town Board, but both the Town Board and the Borough Council used the said land as a pound-site: And whereas the said Council, some years ago, finding the said piece of land unsuitable for such a site, appointed a pound-site elsewhere, whereupon the said piece of land became no longer required for the purpose of a pound-site or for any other borough purpose: And whereas the said Council subsequently decided to appropriate a strip 25 links wide of the said piece of land to widen Bibby Street in the said borough, and to sell the rest of the said piece of land to one Stephen McGreevy (since deceased) for two hundred and eighty dollars: And whereas the said Stephen McGreevy paid to the said Council the sum of two hundred and eighty dollars, but no conveyance of the said part of the said piece of land has been executed by the Council: And whereas doubts have arisen as to the power of the Council to act as aforesaid, and it is expedient to remove such doubts: Be it therefore enacted as follows:—

- (1) The Waipawa Borough Council may, without further authority than this Act, appropriate a strip 25 links wide along the whole of the frontage of the said Section 20 to Bibby Street to widening such street.
- (2) The said Council may convey the rest of the said Section 20 to the legal personal representative or representatives of the said Stephen McGreevy (deceased).

The words “two hundred and twenty dollars”, and “two hundred and eighty dollars” were substituted, as from 10 July 1967, for the words “one hundred and ten pounds”, and “one hundred and forty pounds” pursuant to section 7(1) Decimal Currency Act 1964 (1964 No 27).

**33 Cancellling reservation for purposes of mechanics’
institute over certain land in Hawke’s Bay Land District**

Whereas Section 12, Block VIII, Township of Buckley, in the Hawke’s Bay Land District, containing one rood, was permanently reserved for the purpose of a mechanics’ institute by notice published in the *Gazette* of the fourth day of November, eighteen hundred and eighty: And whereas the land is no longer required for such purpose, and it is desired that the said land be declared Crown land: Be it therefore enacted as follows:—

The reservation over the said Section 12, Block VIII, Township of Buckley, is hereby cancelled, and the said land is hereby declared to be Crown land available for disposal under the Land Act 1908.

**34 Authorizing Waiapu County Council to borrow certain
moneys without taking a further poll of ratepayers**

Whereas by a poll of the ratepayers of the Waiapu County, taken pursuant to the Local Bodies Loans Act 1908, on the seventeenth day of July, nineteen hundred and twelve, the Waiapu County Council was authorized to borrow sums of thirty-three thousand six hundred dollars and ten thousand dollars respectively, bearing interest at the rate of three and a half per centum per annum, for purposes of the construction of certain roads within the said county: And whereas the said Council has been unable to borrow the amounts authorized at the said rate, and it is desired to authorize the Council to borrow those moneys at a higher rate of interest without taking a further poll of the rate-payers: Be it therefore enacted as follows:—

- (1) It shall be lawful for the Superintendent of the State Advances Office to lend to the Waiapu County Council the moneys hereinbefore referred to, or any portion thereof, anything to the contrary in the Local Bodies Loans Act 1913, notwithstanding.
- (2) The Waiapu County Council may borrow the said moneys from the Superintendent of the State Advances Office, or from

any other lender, at a rate of interest not exceeding four and a half per centum per annum, without taking a further poll of the ratepayers under the Local Bodies Loans Act 1913.

The words “thirty-three thousand six hundred dollars”, and “ten thousand dollars” were substituted, as from 10 July 1967, for the words “sixteen thousand eight hundred pounds”, and “five thousand pounds” pursuant to section 7(1) Decimal Currency Act 1964 (1964 No 27).

35 Authorizing the lease of certain lands in the Hawke’ Bay Land District to the Maori Soldiers’ Fund Council Incorporated Trustees

- (1) For the purpose of assisting in the repatriation of Maori soldiers the Governor-General is hereby authorized and empowered to lease to the Maori Soldiers’ Fund Council Incorporated Trustees, Gisborne (duly incorporated under the War Funds Act 1915, as the trustees of a war fund raised for the relief, assistance, or support of Maori members of the New Zealand Expeditionary Forces and their dependants), the whole or any part of the lands hereinafter described, at such rental and on such terms and conditions as he deems fit:

Provided that no lease under this section shall be for a longer period than thirty-three years, with a right of renewal for a further period not exceeding thirty-three years.

- (2) The lands to which this section relates are Hereheretau No 2A No 2 Block, and such portion of Hereheretau No 2 Block as may hereafter be proclaimed Crown land.
- (3) The Governor-General may accept from the said Trustees the surrender of any portion of the land comprised in any lease granted under this section upon such terms and conditions as may be agreed upon with the said Trustees.

Subsection (1) was amended, as from 6 November 1924, by section 90(a) Reserves and other Lands Disposal and Public Bodies Empowering Act 1924 (1924 No 55), by substituting the words “the whole or any part of the lands hereinafter described” for the words “the lands hereinafter described”.

Subsection (3) was inserted, as from 6 November 1924, by section 90(b) Reserves and other Lands Disposal and Public Bodies Empowering Act 1924 (1924 No 55).

36 Authorizing Napier Borough Council to close portion of street, and transfer the same with other land to Hawke's Bay Education Board as a site for a technical school

Whereas the Mayor, Councillors, and Burgesses of the Borough of Napier (hereinafter referred to as the Napier Corporation) are the owners of the parcel of land described in subsection two of this section: And whereas the portion of Faulknor Street described in subsection three of this section is contiguous to the said parcel of land: And whereas the lands on the southern side of the said portion of Faulknor Street and adjoining the same are vested in the Napier Harbour Board: And whereas the Board of Managers for the Napier Technical College have requested the Napier Borough Council to grant the said parcel of land and the said portion of Faulknor Street as a site for a technical school: And whereas it is desirable that such grant should be made for the purpose aforesaid: Be it therefore enacted as follows:—

- (1) The Napier Borough Council is hereby empowered on behalf of the Napier Corporation—
 - (a) To grant and transfer to the Education Board for the Hawke's Bay District, without payment, all that parcel of land described in subsection two hereof for an estate in fee-simple as a site for a technical school:
 - (b) To close and wholly stop that portion of Faulknor Street described in subsection three hereof without complying with the provisions of the Municipal Corporations Act 1908, and its amendments or other Act, or performing or observing any other steps or proceedings as to stopping roads:

Provided that the consents of the Napier Harbour Board and of the lessees (if any) from the Napier Harbour Board of so much of the lands on the southern side of Faulknor Street as adjoin the said portion of the same street shall be first obtained to such stopping:
 - (c) To grant and transfer to the Education Board for the Hawke's Bay District, without payment, that portion of Faulknor Street described in subsection three hereof for an estate in fee-simple as a site for a technical school.
- (2) The following is the description of the parcel of land referred to in paragraph (a) of subsection one hereof:—

All that parcel of land, containing one acre one rood twenty-three and one-fifth perches, be the same a little more or less, being portion of Te Whare-o-Maraenui Reserve and of Section 628 of the Town of Napier, and comprising lots numbered 2, 3, 4, 5, 6, and 7 on a plan deposited in the Land Transfer Office, at Napier, under number 947, and being portion of the land in certificate of title, Volume 38, folio 248, Napier Registry.

- (3) The following is the description of the portion of Faulknor Street referred to in paragraphs (b) and (c) of subsection one hereof:—

All that parcel of land situated in the Borough of Napier, being portion of Faulknor Street, and bounded as follows: Commencing at the south-western corner of the said Lot 2; thence along the southern boundary of the above-described parcel of land to the south-eastern corner of the said Lot 7; thence by a straight line, 100 links in length, at right angles to the last-mentioned line to the southern boundary of Faulknor Street; thence south-westerly by the southern boundary of Faulknor Street, 663 links; and thence by a straight line to the commencing-point.

37 Declaring certain lands being administered by Public Trustee under West Coast Settlement Reserves Act to be properly subject to that Act

- (1) The land hereinafter described (being the land vested in the Public Trustee pursuant to section twenty of the Reserves and other Lands Sale, Disposal, and Enabling and Public Bodies Empowering Act 1901) is hereby declared to be and at all times since such vesting to have been subject to the provisions of the West Coast Settlement Reserves Act 1892 [Repealed].
- (2) The land to which this section relates is particularly described as follows:—

All that piece of land, containing by admeasurement twenty-eight acres, more or less, situated in the Land District of Taranaki, and being Section 32, Block VIII, Waimate Survey District, and being the whole of the land comprised in certificate of title, Volume 54, folio 156, Taranaki Registry.

38 Vesting Subdivisions 1 and 2, Section 69, Block II, Ngaire Survey District, in the Crown as an endowment for primary-education purposes

Whereas Subdivision 1 of Section 69 of Block II on the public map of the Ngaire Survey District, containing two acres, more or less, and being the whole of the land comprised in certificate of title, Register-book, Volume 51, folio 22 (Taranaki Registry), is now vested in the Education Board for the District of Taranaki (hereinafter referred to as the Board) in trust for a site for a public school, subject to memoranda of lease registered numbers 7641 and 7642 from the said Board to William Pemberton Taylor: And whereas Subdivision 2 of Section 69 of Block II on the public map of the Ngaire Survey District, containing six acres three roods ten and one-fifth perches, more or less, and being the whole of the land comprised in certificate of title, Register-book, Volume 86, folio 197 (Taranaki Registry), is now vested in the Corporation of the Borough of Stratford in trust as a municipal endowment: And whereas, at the request of the said Board and of the Stratford Borough Council, the Minister of Education has by purchase obtained a suitable site for a technical high school in or near the Borough of Stratford, and such site is now vested in the said Board: And whereas it was agreed that upon the said site for a technical high school becoming vested in the Board the said Board and the Council would take steps to vest in the Crown, as a reserve for the purposes of an endowment for primary education, the said Subdivisions 1 and 2 of Section 69 of Block II, Ngaire Survey District, now vested in the Board and Council respectively: Be it therefore enacted as follows:—

- (1) Subdivisions 1 and 2 of Block II, Ngaire Survey District, comprised in certificates of title, Volume 51, folio 22, and Volume 86, folio 197, are hereby vested in His Majesty as a reserve for the purposes of an endowment for primary education subject to any existing leases.
- (2) The District Land Registrar for the Taranaki Land Registration District shall make such entries in the Register as are necessary to give effect to the provisions of this section.

39 Cancelling reservation over portion of scenic reserve

Whereas by Proclamation made on the thirtieth day of September, nineteen hundred and eleven, and published in the *Gazette* of the

twelfth day of October, nineteen hundred and eleven, Section 5, Block XIII, Aria Survey District, in the Taranaki Land District, containing seventy-nine acres, more or less, was declared to be a scenic reserve under the Scenery Preservation Act 1908: And whereas it is desirable that a portion of the said land be set aside as a quarry reserve: Be it therefore enacted as follows:—

- (1) The reservation for scenery purposes of the land described in subsection two hereof is hereby cancelled, and the said land is hereby declared to be permanently reserved for quarry purposes.
- (2) The land reserved for quarry purposes as aforesaid is particularly described as follows:—

All that area, containing twenty-five acres one rood twenty-four perches, more or less, being part of Section 5, Block XIII, Aria Survey District; as the same is delineated on a plan numbered L and S 612, deposited in the Head Office of the Lands and Survey Department, at Wellington, and thereon bordered blue.

40 Validating lease to Waimate West County Council, for purposes of model dairy farms, of land held by Crown as endowment for experimental dairy school

Whereas Section 32, Block III, Waimate Survey District, Taranaki Land District, containing ninety acres and twenty perches, more or less, has, pursuant to the provisions in that behalf of the Waimate Agricultural Reserve Dairy School Act 1906, been reserved as an endowment for the purpose of establishing an experimental dairy school for the North Island: And whereas by deed dated the first day of August, nineteen hundred and nineteen, the said land was leased to the Waimate West County Council for a term of twenty-one years from the first day of April, nineteen hundred and nineteen, for the purposes of a model dairy farm: And whereas doubts having arisen as to the validity of the said lease it is desirable to validate the same: Be it therefore enacted as follows:—

- (1) The lease of the said lands to the Waimate West County Council as hereinbefore recited is hereby validated as from the date of the commencement thereof.

- (2) All rents and other moneys received by the Crown in respect of said lease shall be dealt with in the manner prescribed by paragraph (b) of section two of the Waimate Agricultural Reserve Dairy School Act 1906.

**41 Cancellling reservation over certain endowment in
Taranaki Land District for purposes of primary
education, and vesting portion of that endowment in
Eltham Borough in trust for certain public purposes**

Whereas by Proclamation dated the first day of April, eighteen hundred and eighty-four, and published in the *Gazette* of the tenth day of the same month, all the land comprised in Section 35, Block X, in the Ngaire Survey District, in the Taranaki Land District, was proclaimed as an endowment for primary education pursuant to the provisions in that behalf of the Land Act 1877: And whereas portion of the said land, containing four acres and five perches, more or less, being Subdivision 1 of the said Section 35, has been duly vested in the Corporation of the Borough of Eltham for the purposes of a septictank: And whereas the residue of the said endowment is subject to a lease for a term of twenty-one years, with a perpetual right of renewal for further such terms, subject to the provisions of the said lease: And whereas it is desired to cancel the reservation over the said endowment and to set apart a portion thereof, hereinafter described, as a site for a public school, and to vest the balance in the Corporation of the Borough of Eltham in trust for certain purposes: And whereas it is further desired to enable the said Council to accept a surrender of the said lease, and to raise a special loan under the Local Bodies Loans Act 1913, for the payment of compensation in respect of such surrender: Be it therefore enacted as follows:—

- (1) The reservation as an endowment for primary education over Section 35, Block X, Ngaire Survey District, in the Taranaki Land District, is hereby cancelled, and the said land shall be disposed of as hereinafter in this section provided.
- (2) The land described in subsection five hereof shall be set apart as a site for a public school pursuant to the provisions of section five of the Education Reserves Amendment Act 1911. At any time while the said land is not required for the purposes of such site it may, during the pleasure of the Minister of

Education, be used free of charge by the Eltham Borough Council for such purposes as the said Minister may approve.

- (3) The residue of Section 35 aforesaid, containing fifty-two acres two roods seventeen perches, more or less, is hereby vested, subject to the lease hereinbefore referred to, in the Corporation of the Borough of Eltham for recreation-grounds and public parks, and as sites for workers' dwellings to be disposed of pursuant to the provisions in that behalf of the Municipal Corporations Act 1908, and its amendments.
- (4) The Eltham Borough Council is hereby empowered to accept a surrender of the lease aforesaid on payment of such compensation as may be agreed to by the said Council and the lessee, not exceeding three thousand two hundred dollars; and the Council may, for the purposes of and incidental to such surrender, raise a special loan under the Local Bodies Loans Act 1913, by special order and without taking the steps prescribed by sections eight to twelve of that Act.
- (5) The land to be set apart as a site for a public school as hereinbefore provided is particularly described as follows:—

All that piece of land in the Land District of Taranaki, containing nine acres one rood eighteen perches, more or less, and being part of Section 35 of Block X, Ngairu Survey District: bounded towards the north by Conway Road, 974.6 links; towards the east by Mountain Road, 1155.5 links; towards the south by other part of Section 35 aforesaid, 278.5 links, to the middle of the Mangawarawara Stream; thence towards the south-west generally by lines along the middle of the said stream, 115.5 links, 86 links, 200 links, 127.9 links, 100 links, 99.5 links; by Subdivision 1 of Section 35 aforesaid, 125.1 links and 384.9 links; and towards the west generally by the said Subdivision 1 of Section 35, 473.2 links, to the point of commencement: be all the aforesaid linkages more or less: as the same is delineated on a plan made by J S Murray, licensed surveyor, and deposited at the Head Office, Department of Lands and Survey, at Wellington, and numbered 1831.

The words "three thousand two hundred dollars" were substituted, as from 10 July 1967, for the words "one thousand six hundred pounds" pursuant to section 7(1) Decimal Currency Act 1964 (1964 No 27).

**42 Authorizing lease of Rewarewa Rifle Range, New
Plymouth, to Taranaki Agricultural Society**

Whereas it is deemed expedient to grant to the Taranaki Agricultural Society a lease of that portion of the Rewarewa Rifle Range, New Plymouth, described in subsection three hereof: And whereas there is no power to lease the said land: Be it therefore enacted as follows:—

(1) The Governor-General is hereby authorized to lease to the Taranaki Agricultural Society the land described in subsection three hereof for a term of twenty-one years from the first day of January, nineteen hundred and nineteen, with a right of renewal for one or more term or terms, but so that the aggregate duration of the original and the renewed terms shall not exceed forty-two years.

(2) Such lease shall be at such rent and subject to such conditions as the Governor-General may see fit to fix:

Provided that if during the term of the lease the land comprised therein shall cease to be reserved for rifle-range purposes the said lease shall absolutely cease and be determined.

(3) The land to which this section relates is particularly described as follows:—

All that area in the Land District of Taranaki, being part of Section 138, Hua District, in Block II, Paritutu Survey District, containing by admeasurement eleven acres one rood twenty-five perches, more or less, and bounded as follows: Commencing at side peg, Devon Road (opposite centre traverse peg xii); thence bounded towards the south-east by said Devon Road for 408.8 links; towards the south-west by another part of said Section 138 for 1153.6 links to Waiwakaiho River; thence towards the north-west by that river; thence towards the north by another part of said Section 138 for 240.5 links; and towards the east by other part of said Section 138 for distances of 647.6, 278.7, 294.2, and 501.8 links to Devon Road; thence towards the south-east by that road for 99.5 links to point of commencement: be all the aforesaid linkages more or less: as the same is delineated on the plan numbered D 4/159, and deposited in Headquarters, Department of Defence.

43 Cancellling reservation over prison-site reserve in the Taranaki Land District

Whereas the land hereinafter described, being part of Maori Reserve No 1, Grey District, in Block IV, Paritutu Survey District, in the Taranaki Land District, was purchased by the Crown in eighteen hundred and seventy-six, for a prison-site, but no trust was expressed in the deed of purchase, nor has there been any formal dedication of the said land for prison purposes: And whereas it is desired to utilize the said land for workers' homes, school-site, and domain purposes: Be it therefore enacted as follows:—

- (1) The existing reservation over the said land is hereby cancelled, and the said land is hereby declared to be Crown land, subject to the provisions of the Land Act 1908.
- (2) The land to which this section relates is particularly described as follows:—

All that area of land in the Taranaki Land District, containing by admeasurement twenty-seven acres two roods sixteen perches, more or less, being part of Maori Reserve No 1, Grey District (Prison Reserve), situated in Block IV, Paritutu Survey District, and bounded as follows: On the north by other part of Maori Reserve I, 200, 120, and 200 links; again on the north by the Breakwater Road, 116.7 links; on the east generally by Section 109, Block IV, Paritutu Survey District, 332.9, 811.3, 213.8, and 594 links; again on the east by Subdivision C and part Subdivision A of Maori Reserve I, 1126.7, 357.8, 557.2, 267.6, and 177.7 links; again on the south and west by Subdivision A of Maori Reserve I, 223.7, 184, 1358.6, and 602 links; again on the west by Pioneer Street, 724.4, 1215.3, and 225 links: be all the aforesaid linkages a little more or a little less.

The word "Maori" was substituted, as from 27 November 1947, for the word "Native" pursuant to section 2(2) Maori Purposes Act 1947 (1947 No 59).

44 Authorizing sale to Otaki Town Board of certain land in the Township of Otaki reserved as a site for a police-station

Whereas the land hereinafter described was by Warrant dated the twentieth day of November, nineteen hundred and eight, and published in the *Gazette* of the twenty-sixth day of the same

month, permanently reserved, pursuant to section three hundred and twenty-two of the Land Act 1908, as a site for a police-station: And whereas the said land is not required for the purpose for which it was so reserved, and it is desired to sell the same to the Otaki Town Board as hereinafter provided: Be it therefore enacted as follows:—

- (1) The Minister of Justice may agree with the Otaki Town Board for the sale to that Board for the sum of six hundred dollars of the land described in this section.
- (2) The Minister of Justice may make such terms and conditions, not inconsistent with this section, as he thinks fit with respect to the sale of the said land, including provisions for payment of the purchase-money by instalments and for the payment of interest on the balance of purchase-money for the time being outstanding, and the Otaki Town Board is hereby authorized to purchase the said land on the terms and conditions aforesaid.
- (3) On completion of the payment of the purchase-money as aforesaid the Governor-General may, by Warrant under his hand, authorize the issue of a certificate of title in respect of the said land in favour of the Otaki Town Board, to be held by that Board in trust for municipal purposes, and on the issue of such Warrant the reservation over the said land as a site for a police-station shall be deemed to be cancelled.
- (4) The land to which this section relates is particularly described as follows:—

All that area in the Wellington Land District, containing by admeasurement thirty-four and a half perches, more or less, being Section 100 of the Township of Otaki, being all the land described in certificate of title, Volume 128, folio 215, Wellington Land Registration District, and deposited as Deed 905 in the Head Office, Department of Lands, at Wellington.

The words “six hundred dollars” were substituted, as from 10 July 1967, for the words “three hundred pounds” pursuant to section 7(1) Decimal Currency Act 1964 (1964 No 27).

45 Authorizing lease of certain Crown lands to Hutt River Board

- (1) It shall be lawful for the Governor-General to grant and execute to the Hutt River Board for River Board purposes, without putting the same up to public auction or public tender,

or otherwise complying with the provisions of the Public Reserves and Domains Amendment Act 1911, a lease of the land hereinafter described on such terms and conditions as may be agreed upon between the said parties.

- (2) The land to which this section relates is particularly described as follows:—

All that piece of land, containing three roods twenty-five and one-fifth perches, more or less, being part of Section 75, Hutt District, Block VIII, Belmont Survey District, and being part of Lot 1 of the Melling Settlement; as shown on plan numbered 134/30, deposited in the office of the Chief Surveyor, at Wellington: bounded towards the north generally by other part of the said Lot 1, 126.1 links, 149.6 links, across a railway-line, and 235.1 links; thence towards the south-east generally by a fifteen-link reserve along the Hutt River to and across the said railway-line to the south corner of the said Lot 1; thence towards the south-west by the south-west boundary of the said Lot 1, 388.54 links, to the point of commencement: be all the aforesaid linkages more or less: excluding the said railway-line from the land to be leased. Together with a right-of-way over other portion of the said Lot 1, Melling Settlement, containing one rood sixteen and four-fifths perches, more or less: bounded towards the north by the Wellington-Wairarapa Railway from the northern corner of Stilling Street, 191.97 links and 99.7 links; thence by other portion of Lot 1 aforesaid, 160.75 links; thence towards the south generally by the land to be leased hereinbefore described, 126.1 links, and by part of the south-eastern boundary of Lot 1, Melling aforesaid, 99.92 links, and by a stop-bank, 12.75 links, 14.85 links, and 29.36 links, and again by the south-eastern boundary of Lot 1 aforesaid, 161.68 links, to Stilling Street; thence towards the south-west by Stilling Street, 100.54 links, to the point of commencement: be all the aforesaid linkages more or less.

46 Authorizing exchange of certain lands between the Crown and the Corporation of the Borough of Wanganui

Whereas by a Crown grant dated the fifteenth day of July, eighteen hundred and eighty, certain lands in the Borough of Wanganui were

granted to the Corporation of the said borough in trust for municipal purposes pursuant to the provisions in that behalf of the Public Reserves Act 1877, and the Public Reserves Act Amendment Act 1878: And whereas portion of the land so granted (being the land described in subsection three hereof) is occupied by the Crown as a site for a prison, and it is desirable that the said land should be vested in the Crown and that an adjoining area of land heretofore duly set apart for municipal purposes and vested in His Majesty the King should be vested in the Corporation of the Borough of Wanganui in lieu thereof: Be it therefore enacted as follows:—

- (1) The Wanganui Borough Council is hereby authorized and empowered to transfer or convey to the Crown the land described in subsection three hereof, and upon such conveyance or transfer the said land shall become vested in His Majesty as a public reserve under the Public Reserves and Domains Act 1908, and shall be deemed to be set apart as a site for a prison.
- (2) Forthwith after the completion of such conveyance or transfer as aforesaid the Governor-General shall, by Warrant under his hand, authorize the issue of a certificate of title to the Corporation of the Borough of Wanganui in respect of the land described in subsection four hereof in trust for municipal purposes.
- (3) The land to be transferred or conveyed to the Crown as aforesaid as a site for a prison is particularly described as follows:—

All that area in the Wellington Land District, being part of the Wanganui Town Belt, and containing three acres three roods twenty perches, more or less: commencing at the intersection of Churton Street and Maria Place at the northernmost corner of the said land, and bounded towards the north-east by Churton Street and Churton Creek to a point in line with the north-western boundary of the land described in subsection four hereof; thence towards the south-east by a right line to and by the south-western boundary of the land described in subsection four hereof to Hatrick Street; thence towards the south-west by Hatrick Street to Maria Place; and thence towards the north-west by Maria Place to the place of commencement: as the same is more particularly shown

on the plan deposited in the office of the Chief Surveyor, at Wellington, as number 247/24, and thereon numbered 28.

- (4) The land to be granted to the Corporation of the Borough of Wanganui as aforesaid in trust for municipal purposes is particularly described as follows:—

All that area in the Wellington Land District, containing four acres four and three-tenths perches, more or less, being part of the Wanganui Town Belt: bounded towards the north-west by the land described in subsection three hereof, 812 links; towards the north-east by railway reserve, 568.4 links; towards the south-east by Ridgway Street, 636.5 links; and towards the south-west generally by Hatrick Street, 64.8 links, 131.5 links, and 355.8 links: be all the aforesaid linkages more or less: as the same is more particularly shown on the plan deposited in the office of the Chief Surveyor, at Wellington, as number 247/24, and thereon numbered 68.

47 Cancelling reservation for timber purposes over Section 8, Block VI, Kaitieke Survey District

The reservation for purposes of the growth and preservation of timber over Section 8, Block VI, Kaitieke Survey District, in the Wellington Land District, is hereby cancelled, and the said land is hereby declared to be Crown land available for disposal under the Land Act 1908.

48 Amalgamating the Mowhanau and Nukumarū Domain Boards, and appointing the Waitotara County Council the Domain Board

- (1) The public domains known as Mowhanau Domain and the Nukumarū Domain, being the lands respectively described in subsections three and four hereof are hereby amalgamated, and shall henceforth be known as the Nukumarū Domain.
- (2) The Waitotara County Council for the time being shall be the Domain Board of the Nukumarū Domain hereby constituted as if it had been duly appointed as such pursuant to the provisions in that behalf of section forty-seven of the Public Reserves and Domains Act 1908.

- (3) The land formerly known as the Mowhanau Domain is more particularly described as follows:—
All that area in the Wellington Land District, containing by admeasurement one acre one rood five perches, being Section 18, Mowhanau Village: Also all that area in the Wellington Land District, containing by admeasurement seven acres and twenty-one perches, and being Section 66, Mowhanau Village: Also all that area in the Wellington Land District, containing by admeasurement three acres three roods seventeen perches, and being Section 70, Mowhanau Village.
- (4) The land formerly known as the Nukumarū Domain is more particularly described as follows:—
All that area in the Wellington Land District, containing by admeasurement one thousand two hundred and twenty acres, being Sections 63 and 66, Block XIII, Nukumarū Survey District, and Sections 67, 71, and 71A, Block XIV, Wairoa Survey District.

49 Exemption of Johnsonville Town Board from rates levied in respect of catchment area

[Repealed]

Section 49 was repealed, as from 5 December 1927, by section 42(2) Local Legislation Act 1927 (1927 No 58).

50 Authorizing the Governor-General to take certain lands in Palmerston North under Public Works Act, to be used for the purpose of showground

Whereas by section one hundred and fourteen of the Reserves and other Lands Disposal and Public Bodies Empowering Act 1915, the Governor-General is empowered to take certain lands in the Borough of Palmerston North for military purposes as for a public work under the Public Works Act 1908: And whereas the power has not been exercised, and the land is no longer required for military purposes: And whereas it is still desired to acquire the said land to be used for the purposes of a showground: Be it therefore enacted as follows:—

The Governor-General may take the lands referred to in the said section one hundred and fourteen as for a public work

under the Public Works Act 1908, and may use the same as a site for a showground, or may dispose of the same by way of sale or lease, on such terms and conditions as he thinks fit, to any society established under the Agricultural and Pastoral Societies Act 1908, to be held by such society in trust for the purposes of a showground or in connection with a showground.

51 Authorizing an exchange of certain reserves between Palmerston North Borough Council and Crown for benefit of Governors of Palmerston North High School

Whereas the land described in subsection six hereof is (subject to certain leases or tenancies affecting the same) vested in the Mayor, Councillors, and Burgesses of the Borough of Palmerston North (herein-after referred to as the Corporation) in trust for the use and benefit of the inhabitants of Palmerston North and the vicinity thereof as a public park and recreation-grounds and botanical gardens: And whereas the land described in subsection seven hereof is a primary-education endowment vested in the Crown in accordance with section two of the Education Reserves Amendment Act 1910: And whereas it is desired to carry out an exchange affecting the said parcels of land as hereinafter appears: And whereas it is also desired to authorize the Corporation to transfer from its Gasworks Account the sum of four thousand dollars (the value of the first-mentioned parcel of land) to the Corporation Reserve Account, and authorize it to apply such sum in manner hereinafter mentioned, and generally to give the Corporation extended power in expending the revenues to be receivable by it from reserves vested in it: Be it therefore enacted as follows:—

- (1) The reservation over the parcel of land described in sub-section six hereof and the trust affecting the same is hereby cancelled, and the said land is hereby vested (subject to certain leases and tenancies as aforesaid) in the Governors of the Palmerston North High School as a reserve for the purpose of a girls' high school, teachers' residences, and any other purpose in connection with such school.
- (2) The reservation over the parcel of land described in sub-section seven hereof is hereby cancelled, and the same is hereby vested in the Corporation of the Borough of Palmerston

North as a reserve for the purposes of gasworks and general municipal purposes, subject to certain rights of the Manawatu and West Coast Agricultural and Pastoral Association to use portions of the said parcel of land until the thirtieth day of September, nineteen hundred and thirty-four, free of charge for certain periods before and during the annual spring show of the said association.

- (3) The District Land Registrar at Wellington is hereby directed to make the necessary endorsements or memorials on the Crown grants or certificates of titles for carrying out the foregoing provisions and evidencing such vesting as aforesaid.
- (4) All rent due or to become due in connection with the said parcels of land or either of them shall be apportioned during the existence of the leases or tenancies.
- (5) The Corporation is hereby authorized to transfer the sum of four thousand dollars (being the value of the land described in sub-section six hereof) from its Gasworks Account to its Reserves Account, and to use and apply the same in paying for the making, forming, and completing of the drive through the Esplanade (being the land described in Schedule 5 to the Palmerston North Reserves Act 1890 [Repealed]), and for the improvement of any public reserve or domain within or without the Borough of Palmerston North.
- (6) The land vested in the Governors of the Palmerston North High School by subsection one hereof is particularly described as follows:—

All that parcel of land, containing six acres, more or less, being Lots 5, 6, and 7, and part of Lot 11 on the plan deposited number 545, being part of Section 1536 on the plan of the Town of Palmerston North: bounded—commencing at the extreme north-western corner of said Lot 5—towards the north-east, 6 chains, by Fitzherbert Street; thence at right angles towards the south-west, 10 chains, by Lot 8 on said Plan 545 and other part of Lot 11; thence at right angles towards the south-west, 6 chains, by other part of said Lot 11; thence at right angles home to the commencing-point towards the north-west, 10 chains, by other part of said Lot 11 and by Lot 4 on said Plan 545.

- (7) The land vested in the Corporation of the Borough of Palmerston North by subsection two hereof is particularly described as follows:—

All that parcel of land, containing four acres one rood, being part of Section 310 on the plan of the said town: bounded towards the south-east by Cuba Street, 4 ½ chains; towards the south by part of Section 311, 9 ½ chains; towards the north-west by Allotment 3 of Section 294, 4 ½ chains; and towards the north-east by Pascal Street, 9 ½ chains.

The words “four thousand dollars” were substituted, as from 10 July 1967, for the words “two thousand pounds” pursuant to section 7(1) Decimal Currency Act 1964 (1964 No 27).

52 Cancelling reservation over site for a Courthouse, Wellington Land District

Whereas the land described in subsection two hereof was conveyed to the Superintendent of the Wellington Province on the twenty-ninth day of July, eighteen hundred and sixty-three, in trust as a site for a Courthouse or for any other public purpose: And whereas the said land is not required for any public purpose: Be it therefore enacted as follows:—

- (1) The reservation over the land hereinafter described is hereby cancelled, and the said land is declared to be Crown land subject to the Land Act 1908.
- (2) The land to which this section relates is particularly described as follows:—

All that area in the Wellington Land District, containing two roods, more or less, being part of Section 11, Block III, Rangitoto Survey District, situated within the Rangitikei Agricultural Reserve: bounded towards the north-east by Section 12, Block III aforesaid; towards the east generally by the main road; and towards the south and west generally by other part of Section 11 aforesaid, 287.4 links and 171.8 links: be all the aforesaid linkages more or less: as the same is delineated on a plan marked 26/6363, deposited at the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

53 Declaring certain land, being portion of the Mount Cook Reserve, in the City of Wellington, to be subject to provisions of Land Act

Whereas that part of the Mount Cook Reserve, in the City of Wellington, hereinafter described is vested in the Governor-General of New Zealand in fee-simple for the public purposes of the Dominion by virtue of an Imperial Order in Council dated the tenth day of August, nineteen hundred and nine, but is not Crown land within the meaning of the Land Act 1908: And whereas it is expedient that the part of the said reserve hereinafter described should be made available for disposal under that Act: Be it therefore enacted as follows:—

(1) The land described in subsection two hereof is hereby declared to be Crown land available for disposal under the Land Act 1908, and to be set apart as a site for a technical school.

(2) The land which is hereby declared to be Crown land set apart as aforesaid is particularly described as follows:—

All that area in the City of Wellington, containing four acres one rood thirteen and seven-tenths perches, more or less, being Lots 1 and 5, parts of the Mount Cook Reserve, Block X, Port Nicholson Survey District: bounded towards the north-west by the abutment of Hankey Street, 75 links, and by Lots 2 and 3, being parts of Town Sections 83, 84, and 85, 249.57 links and 476.37 links; towards the north-east and south-east by other part of the Mount Cook Reserve, 454.26 links and 88.52 links, and Town Section 715, 194.84 links; by the abutment of Ranfurly Terrace, 60.6 links; again by Town Section 715, and by Town Sections 716 and 717, 194.14 links, 136.46 links, again 136.46 links, and 8.89 links; and towards the south-west by Town Sections 711 and 710, 13.55 links, 183.54 links, 89.42 links, and 338.71 links: be all the aforesaid linkages more or less: as the same is delineated on a plan marked 57607, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

(3) Any person suffering loss or damage by the enactment of this section shall be entitled to the same remedies in damages (but no other remedies) against the Crown and the officers of the Crown as he would have been entitled to had the Crown

without the authority of this Act erected buildings covering the land described in subsection two hereof.

54 Cancelling reservation over portion of forest reserve in Wellington Land District

Whereas an area of one thousand two hundred and eighty-five acres in Blocks I, II, and V, Tiffin Survey District, in the Wellington Land District, was by Warrant published in the *Gazette* of the ninth day of June, nineteen hundred and four, permanently reserved as a forest reserve: And whereas the timber over that part of the said forest reserve described in subsection two hereof has been destroyed by fire, and it is desired to cancel the reservation over such part: Be it therefore enacted as follows:—

- (1) The reservation for forest purposes over the land hereinafter described is hereby cancelled, and the said land is hereby declared to be Crown land available for disposal under the Land Act 1908.
- (2) The land to which this section relates is particularly described as follows:—

All that area in the Wellington Land District, containing seven hundred and ninety-five acres, more or less, being that portion of a forest reserve situated in Blocks II and V, Tiffin Survey District, which lies to the south of a line running due west from the northern corner of Section 399, Block II, Tiffin Survey District: bounded towards the south-east generally by Sections 399 and 22, Block II, Tiffin Survey District, and by Section 9, Block V; towards the west generally by Section 3, Block V, Tiffin Survey District, and by State forest reserve; towards the north-west generally by Sections 11, 9, 2, and 4, Block I, Tiffin Survey District; and towards the north by Section 31, Block II, Tiffin Survey District: as the same is delineated on a plan marked 50808, deposited at the Head Office, Department of Lands and Survey, at Wellington, and thereon coloured red.

**55 Extending powers of Palmerston North Borough Council
with respect to expenditure of profits derived from
reserves**

[Repealed]

Section 55 was repealed, as from 16 October 1922, by section 3 Palmerston North Reserves Act 1922 (1922 No 12(L)).

**56 Authorizing Pahiatua County Council and the Pahiatua
Borough Council to levy rates in assistance of Carnival
Park Domain Board**

[Repealed]

Subsections (1) and (2) were amended, as from 6 October 1939, by section 54(a) Local Legislation Act 1939 (1939 No 25), by substituting the words “two hundred dollars” for the words “one hundred and fifty dollars”.

Subsections (1) and (2) were amended, as from 6 October 1939, by section 54(b) Local Legislation Act 1939 (1939 No 25), by omitting the words “subject, however, to the provisions of subsections three, four, and five hereof”.

Subsections (1) and (2) were further amended, as from 5 December 1951, by section 30 Local Legislation Act 1951 (1951 No 69), by substituting the words “three hundred” for the words “two hundred”.

Subsections (1) and (2) were further amended, as from 25 October 1960, by section 28(1) Local Legislation Act 1960 (1960 No 107), by substituting the words “four hundred” for the words “three hundred”.

In subsections (1) and (2) the expression “eight hundred dollars” was substituted, as from 10 July 1967, for the expression “four hundred pounds” pursuant to section 7(1) Decimal Currency Act 1964 (1964 No 27).

Subsections (1) and (2) were further amended, as from 27 November 1970, by section 25 (1) Local Legislation Act 1970 (1970 No 124), by substituting the expression “\$1,200” for the words “eight hundred dollars”.

Subsections (1) and (2) were further amended, as from 13 December 1979, by section 15 (1) Local Legislation Act 1979 (1979 No 142), by substituting the expression “\$2,400” for the expression “\$1,200”.

Subsections (3) and (4) were repealed, as from 6 October 1939, by section 54(c) Local Legislation Act 1939 (1939 No 25).

Subsection (5) was amended, as from 6 October 1939, by section 54(d) Local Legislation Act 1939 (1939 No 25), by omitting the words “subject to obtaining the consent of the ratepayers as provided in subsections two and three hereof”.

Section 56 was repealed, as from 1 July 2003, by section 138(1) Local Government (Rating) Act 2002 (2002 No 6). *See* section 138(2) of that Act for the savings provision that provides that the changes apply for the purpose of rating in a financial year that begins on or after 1 July 2003.

57 Increasing maximum rate of interest that may be paid on loans by Wellington Harbour Board

[Repealed]

Section 57 was repealed, as from 11 February 1922, by section 94(2) Reserves and Other Lands Disposal and Public Bodies Empowering Act 1921-22 (1921 No 59).

58 Authorizing disposal of certain lands included in Wanganui River Trust Domain

Whereas by section nine of the Wanganui River Trust Act 1891, the Governor was empowered to declare by Proclamation any lands within the district under the jurisdiction of the Wanganui River Trust to be a public domain: And whereas by Proclamation published in the *Gazette* of the twenty-ninth day of December, eighteen hundred and ninety-two, the lands described in the Schedule to the said Proclamation, comprising thirty-three thousand and thirty-three acres, more or less, were set apart as a public domain and placed under the control of the said trust: And whereas the Wanganui River Reserves Commission recommended in the year nineteen hundred and seventeen that certain portions of the said public domain should be reserved for scenery purposes and brought under the operation of the Scenery Preservation Act 1908, and that other portions thereof should be made available for settlement: Be it therefore enacted as follows:—

- (1) The reservation as a public domain over the lands described in subsection six hereof and the vesting of their control in the Wanganui River Trust are hereby cancelled.
- (2) Such portions of the lands described in subsection six hereof as have been recommended as scenic reserves by the Wanganui River Reserves Commission, and as may be more particularly defined by the Scenery Preservation Board, shall, upon the recommendation of the said Board, be reserved for scenic purposes under the Scenery Preservation Act 1908.
- (3) The Governor-General is hereby empowered to proclaim the residue of the land described in subsection six hereof as Crown land subject to the provisions of the Land Act 1908.
- (4) Lands proclaimed as Crown lands under the last preceding subsection shall remain subject to any existing leases that

may have been granted over portions thereof by the Wanganui River Trust.

Provided that the owner of any such lease may at any time, with the consent of the Wellington Land Board, surrender his lease and obtain in lieu thereof a renewable lease under Part 3 of the Land Act 1908 at such rental, being not less than the rental reserved by the surrendered lease, as the said Board may think fit:

Provided further that the provisions of the Land Act 1908 with respect to the payment of “thirds” or “fourths” to local authorities shall not apply to lands comprised in any renewable lease granted in pursuance hereof:

- (5) After deducting all costs of survey and administration of any lands that may be proclaimed as Crown lands as aforesaid, and also the aliquot parts of the price or rental that may be payable to local authorities under the Land Act 1908, and also such proportionate part of the price or rent as may be payable in satisfaction of any amount charged against said lands under the provisions of section sixty-three of the Land Laws Amendment Act 1913 [Repealed], the Receiver of Land Revenue shall pay the proceeds of such land to the Wanganui River Trust, who shall apply the said proceeds to the purposes of the Wanganui River Trust Act 1891.
- (6) The lands to which subsection one hereof relates are particularly described as follows:—
 - (a) All that part of the said public domain, containing one thousand eight hundred and seventy-three acres, more or less, situated in Block VII, Heao Survey District, between the Opatu Block and the Wanganui River.
 - (b) All that part of the said public domain, containing four thousand three hundred and fifty acres, more or less, situated in Blocks III and IV, Hunua Survey District, and extending from Tunakotekote Road to Waimarino C D 1E Block.
 - (c) All that part of the said public domain, containing five thousand two hundred acres, more or less, situated in Block II, Owatua Survey District, and Block III, Retaruke Survey District, and extending from Kirikau A Block to the Tawata Block.

- (d) All that part of the said public domain, containing two thousand five hundred acres, more or less, situated in Blocks VI, VII, and XI, Retaruke Survey District, and extending from Tawata Block to the Retaruke River:

As the same are delineated on plan numbered 1/440, deposited in the Head Office, Lands and Survey Department, Wellington, and thereon coloured red and green.

The provisos to subsection (4) were inserted, as from 6 November 1924, by section 129 Reserves and other Lands Disposal and Public Bodies Empowering Act 1924 (1924 No 55).

59 Section 5 of Wanganui Harbour District and Empowering Act 1913, extended

Section five of the Wanganui Harbour District and Empowering Act 1913, shall be deemed to authorize the purchase or acquisition by the Wanganui Harbour Board of lands in the vicinity of the Harbour of Wanganui for the purpose of reclaiming the same by dumping spoil thereon and otherwise improving the same.

60 Adding portion of closed road to Johnsonville School Reserve

Whereas the Johnsonville School Committee has erected a swimming-bath partly on the Johnsonville School Reserve and partly on an adjoining public road: And whereas it is desirable to close the portion of the road affected and add the area comprised therein to the school reserve: Be it therefore enacted as follows:—

- (1) The Governor-General may by Proclamation, with the approval of the Makara County Council, close the portion of road hereinbefore referred to and more particularly described in subsection two hereof, and from and after the date of the said Proclamation the said land shall form part of the Johnsonville School Reserve, and for the purposes of section two of the Johnsonville School Reserve Act Amendment Act 1900 [Repealed], be deemed to be situate within the limits of the Johnsonville Town District.
- (2) The portion of road intended to be closed is more particularly described as follows:—

All that area in the Wellington Land District, containing twenty-eight perches, more or less, being part of a public road adjoining Section 18 of the school reserve in Hawtreay Settlement, Block XI, Belmont Survey District: bounded towards the south-west by Wakefield Street, 150 links; towards the north-west and north-east by public road, 100 links and 178 links; and towards the south-east by Section 18 of the school reserve aforesaid, 101 links: be all the aforesaid linkages more or less: as the same is delineated on a plan marked L and S 13/1457, deposited at the Head Office, Department of Lands and Survey, at Wellington, and thereon coloured red.

61 Cancellling reservation for scenic purposes over land in Makotuku Survey District, Wellington Land District, and declaring same to be a domain

Whereas by Proclamation published in the *Gazette* of the twelfth day of October, nineteen hundred and eleven, Section 28, Block VIII, Makotuku Survey District, containing one hundred and seventy-three acres, in the Land District of Wellington, was permanently reserved for scenery purposes under the Scenery Preservation Act 1908: And whereas it is desired to set aside as a domain those portions of the said scenic reserve hereinafter described: Be it therefore enacted as follows:—

- (1) The reservation for scenic purposes over the lands hereinafter described is hereby cancelled, and the said lands are hereby declared to be set apart as a domain, subject to the provisions of Part 2 of the Public Reserves and Domains Act 1908.
- (2) The land to which the preceding subsection relates is particularly described as follows:—
 - (a) All that area in the Wellington Land District, containing by admeasurement sixteen acres three roods twenty perches, more or less, and being Lot 1 of Section 28, Block VIII, Makotuku Survey District: commencing at the point where the boundary-line between Sections 25 and 28 meets the Raetihi-Ohakune Road: bounded towards the north-west by the said road to its junction with the new road on south side of Rochfort Station yard; thence towards the north generally by the said new road

to the boundary between Lots 1 and 2 of the above-mentioned Section 28; thence towards the east by the said Lot 2 to the southern boundary of Section 28; thence towards the south by Section 25 of the aforesaid Block VIII to the place of commencement: as the same is more particularly shown on Plan 443, deposited in the Head Office, Lands and Survey Department, Wellington, and thereon coloured red.

- (b) All that area in the Wellington Land District, containing by admeasurement three acres three roods ten perches, more or less, and being Lot 4 of Section 28, Block VIII, Makotuku Survey District: commencing at the intersection of the southern bank of the Mangateitei Stream with the Raetihi-Ohakune Road: bounded towards the north by the said Mangateitei Stream generally until it meets the Rochfort Station Reserve; thence towards the south by the said reserve as far as the eastern boundary of Lot 3; thence towards the west and south by the said Lot 3 to the Raetihi-Ohakune Road; thence towards the north-west by the said road to the place of commencement: as the same is more particularly shown on Plan 443, deposited in the Head Office, Lands and Survey Department, Wellington, and thereon coloured red.

62 Cancellling reservation for scenic purposes of part of Reserve No 4, Nelson Land District

- (1) The reservation for scenic purposes, under the Scenery Preservation Act 1908, of the land hereinafter described is hereby cancelled, and the said land is hereby declared to be Crown land available for disposal under the Land Act 1908.
- (2) The land to which this section relates is more particularly described as follows:—

All that area in the Nelson Land District, containing by admeasurement three acres, more or less, being part Scenic Reserve 4 (in red), Block XV, Lyell Survey District: bounded towards the north by part Scenic Reserve 4 (in red), 736 links; towards the east by a public road, 195 links and 260 links; towards the south by part Scenic Reserve 4 (in red), 648 links; and towards the west by part Scenic Reserve 4 (in red), 450

links: be all the aforesaid linkages more or less: as the same is delineated on the plan marked L and S 4/182, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

63 Authorizing issue of license to convey water over Huia Cave Scenic Reserve

Whereas for the purpose of enabling the Nelson Farmers' Union Lime Company (Limited) to work certain limestone deposits it is desirable that the said company be granted the right to convey water through, upon, or over the Huia Cave Scenic Reserve: Be it therefore enacted as follows:—

- (1) The Minister for the time being charged with the administration of the Scenery Preservation Act 1908, is hereby empowered to grant to the Nelson Farmers' Union Lime Company (Limited) a license to convey water, upon such terms and conditions as he shall approve, through, upon, or over the Huia Cave Scenic Reserve, being Section 22, Block X, Tadmor Survey District, in the Nelson Land District.
- (2) Any license granted under this section may at any time be in like manner revoked without notice.

64 Authorizing issue of certificate of title in respect to certain closed roads

Whereas by road orders numbers 41 and 82 of the Province of Nelson, dated respectively the twenty-second day of December, eighteen hundred and sixty-three, and the seventh day of August, eighteen hundred and seventy-six, and confirmed respectively on the ninth day of January, eighteen hundred and sixty-four, and the fifteenth day of September, eighteen hundred and seventy-six, certain roads in the Upper Motueka Original District were closed, and exchanged for other lands with one John Stanley, the proprietor of the adjoining lands: And whereas the said closed roads were not vested in the said John Stanley, nor in his successors in title: And whereas the land adjoining the said closed roads is now vested in George Macmahon, of Stoke, farmer: And it is desired to issue a certificate of title to the said George Macmahon in respect of the said closed roads: Be it therefore enacted as follows:—

(1) The Governor-General is hereby empowered, by Warrant under his hand, to authorize the issue of a certificate of title to the aforesaid George Macmahon over the said closed roads hereinafter described.

(2) The land to which this section relates is more particularly described as follows:—

All those portions of land in the Nelson Land District, containing by admeasurement eleven acres three roods twenty-four perches, more or less, and being Sections 71A, 72A, and 74A of the Upper Motueka Original District, and situated in Block IX, Wai-iti Survey District: as the said portions of land are delineated on the plan marked L and S 16/533, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon coloured green.

65 Validating raising of loan by Spring Creek River Board for payment of bank overdraft

Whereas the Spring Creek River Board in the financial year ended on the thirty-first day of March, nineteen hundred and eighteen, after taking a vote of the ratepayers in the manner prescribed by the Local Bodies Loans Act 1913, raised a loan of two thousand dollars for the purpose of repaying an overdraft incurred by the Board with its bankers for the purpose of repairing damages done to the property of the Board by floods during the year nineteen hundred and sixteen: And whereas the Board had not lawful authority to raise such loan, and it is desired to validate the same: Be it therefore enacted as follows:—

The loan hereinbefore referred to shall for all purposes be deemed to have been lawfully raised.

The words “two thousand dollars” were substituted, as from 10 July 1967, for the words “one thousand pounds” pursuant to section 7(1) Decimal Currency Act 1964 (1964 No 27)

66 Cancelling reservation over Section 1050, Block I, Otira Survey District

(1) The reservation as a site for a roadman’s hut over portion of Section 1050, Block I, Otira Survey District, Westland Land District, as hereinafter described, is hereby cancelled, and the

said land is hereby declared to be Crown land available for disposal under the Land Act 1908.

- (2) The land to which this section relates is particularly described as follows:—

All that area in the Westland Land District, being Section 2309, Block I, Otira Survey District, originally forming part of Reserve No 1050, and containing by admeasurement one acre, be the same a little more or less, bounded as follows: Starting at the north-western corner of the said Section 2309, the said corner being formerly the north-western corner of Reserve 1050; thence along the southern side of the Hokitika-Christchurch Road in a south-easterly direction, for a distance of 482.7 links; thence in a south-westerly direction, for a distance of 138.4 links; thence in a north-westerly direction, for a distance of 454 links, to a road-line; thence following along the eastern side of the said road-line in a north-easterly direction, for a distance of 302.2 links, to the starting-point: as the same is more particularly delineated on plan marked L and S 1911/1563, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged pink.

67 Setting apart land in Greymouth as site for a technical school

Whereas by notice published in the *Gazette* of the eighteenth day of October, eighteen hundred and seventy-two, Lot 95, Town of Greymouth, in the Westland Land District, was reserved for the purposes of a recreation-ground, and by Order in Council published in the *Gazette* of the twenty-second day of May, eighteen hundred and seventy-three, the control of the said reserve was vested in the Greymouth Borough Council: And whereas it is desired to set apart as a site for a technical school that portion of the said Lot 95 described in subsection two hereof, together with the closed street described in subsection three hereof; and the Greymouth Borough Council, by resolution passed on the twenty-fifth day of September, nineteen hundred and nineteen, has surrendered all its powers of management and control, and all its rights, titles, and interests, in the lands hereinafter described so that this purpose can be effected: Be it therefore enacted as follows:—

- (1) The reservation as a recreation-ground over the land described in subsection two hereof, is hereby cancelled, and the said land, together with the closed street described in subsection three hereof, is hereby declared to be reserved as a site for a technical school and vested in the Canterbury Education Board.
- (2) The land over which the reservation is cancelled as aforesaid is particularly described as follows:—

All that area of land, containing four acres and twenty perches or thereabouts, being part of Reserve No 95, Town of Greymouth: commencing at the south-eastern corner of the said reserve, running thence along the eastern boundary of the said reserve, a distance of 875 links; thence at right angles in a westerly direction at a bearing of $325^{\circ} 30'$, a distance of 500 links, to the western boundary of the said reserve; thence southerly along the western boundary of the said reserve, a distance of 775 links; thence easterly along the northern boundary of Section 390, a distance of 250 links; thence southerly along the eastern boundary of said Section 390, a distance of 100 links; thence easterly along the southern boundary of the said reserve, 250 links, to the commencing-point: be the aforesaid linkages more or less: as the same is delineated on a plan marked 6/6/219, deposited at the Head Office of Lands and Survey Department, Wellington, and thereon coloured red.
- (3) The closed street hereinbefore referred to is particularly described as follows:—

All that area of land, containing three roods twenty perches or thereabouts, in the Town of Greymouth: commencing at the south-eastern corner of Municipal Reserve No 95, running thence easterly in a direct line with the southern boundary of said Reserve 95 for a distance of 100 links; thence at right angles in a northerly direction, a distance of 875 links; thence at right angles in a westerly direction, a distance of 100 links; thence southerly along the eastern boundary of said Reserve 95, a distance of 875 links, to the commencing-point: be the aforesaid linkages more or less: as the same is delineated on a plan marked 6/6/219, deposited at the Head Office of

the Lands and Survey Department, Wellington, and thereon coloured green.

68 Cancelling reservation for purposes of a gravel-pit of Reserve 2347, Canterbury Land District

The reservation for the purposes of a gravel-pit over Reserve 2347, situated in Block III, Grey Survey District, Canterbury Land District, and containing by admeasurement ten acres, is hereby cancelled, and the said land is hereby declared to be Crown land available for disposal under the Land Act 1948.

69 Changing purpose of Reserve 3622, Canterbury Land District

The reservation for municipal purposes over Reserve 3622, Town of Horndon, Canterbury Land District, containing one rood twenty-three perches, more or less, is hereby cancelled, and the said land is hereby set apart as a site for a post-office.

70 Changing purpose of Reserve 3547, Canterbury Land District

Whereas Reserve 3547, situated in the Upper Ashley and Oxford Survey Districts, in the Canterbury Land District, containing by admeasurement thirteen thousand acres, more or less, was by Warrant published in the *Gazette* of the thirteenth day of February, nineteen hundred and two, permanently reserved for the conservation of water-supply: And whereas it is desirable that the said reserve should be set apart as a State forest under the provisions of the State Forests Act 1908: Be it therefore enacted as follows:—

The reservation of the said Reserve 3547 for the purpose aforesaid is hereby cancelled, and the said reserve is hereby declared to be set apart as a State forest subject to the provisions of the State Forests Act 1908.

71 Providing for incorporation of part of railway reserve in renewable lease of certain land in Culverden Settlement

Whereas by a Proclamation dated the nineteenth day of July, nineteen hundred and fifteen, and published in the *Gazette* of the

twenty-second day of that month, portions of Section 5, Culverden Settlement, situated in Block VI, Culverden Survey District, in the Canterbury Land District (being portion of the land comprised in renewable lease No 9 granted under the Land for Settlements Act 1908, and registered in Volume 231, folio 146, Canterbury Land Registration District), were taken for the purposes of the Hurunui-Waitaki Railway (Culverden-Waiiau Branch) under the Public Works Act 1908: And whereas it has been agreed that in lieu of payment of compensation for the land taken as aforesaid the land hereinafter described (being portion of the Culverden-Waiiau Railway Reserve) should be incorporated in the said lease: Be it therefore enacted as follows:—

- (1) The reservation for railway purposes over the land described in subsection three hereof is hereby cancelled, and the said land is hereby declared to be incorporated in the aforesaid lease in full satisfaction of all claims for compensation in respect of the land taken for the purposes of the Hurunui-Waitaki Railway as hereinbefore recited, and shall be subject accordingly to the same terms, rights, titles, interests, and encumbrances as the residue of the land comprised in the said lease.
- (2) Upon application in that behalf by the Commissioner of Crown Lands the District Land Registrar shall endorse on the registered copy of the said lease a memorial that the land described in subsection three hereof has been incorporated in the lease pursuant to the provisions of this section.
- (3) The land to be so included in the said lease is particularly described as follows:—

All that parcel of land, containing nine acres two roods three perches, situated in Block II of the Culverden Survey District, being a strip of land one chain wide running in a north-easterly direction through Section 5 of the Culverden Settlement, and marked “Culverden-Waiiau Railway Reserve” on the plan of the said settlement: as the same is delineated on the plan marked PWD 38373, deposited in the office of the Minister of Public Works, at Wellington, and thereon coloured yellow.

**72 Cancellling reservation for electric-telegraph purposes
over certain lands in Canterbury Land District**

- (1) The reservation for electric-telegraph purposes over the several parcels of land hereinafter described is hereby cancelled, and the said parcels of land are hereby declared to be Crown land available for disposal under the Land Act 1908.
- (2) The parcels of land to which this section relates are particularly described as follows:—

All that area in the Canterbury Land District, containing by admeasurement six acres one rood fourteen perches, more or less, and being part of Reserve 953 (in red), situated in Blocks II and III, Stonyhurst Survey District, and bounded as follows: Towards the north by the road reserve along the Hurunui River; towards the south-east by Rural Section 26366, 3330.1 links; towards the west by a public road, 334.2 links; and towards the north-west by the aforesaid Rural Section 26366, 2947.4 links: as the same is more particularly delineated on the plan marked L and S 22/2419, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon coloured red.

Also all that area in the Canterbury Land District, containing by admeasurement one acre three roods thirteen perches, more or less, and being part of Reserve 953 (in red), situated in Block II of the Stonyhurst Survey District: bounded toward the north-west by Rural Section No 24391, 460 links, and by Lot 2 of Deposited Plan No 1169, 732.4 links; thence towards the north-east by a public road, 305 links; and thence towards the south-east by Lot 2 aforesaid, 674.2 links, and by a public road, 339.2 links: as the same is more particularly delineated on the plan marked L and S 22/2419, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon coloured blue.

**73 Modifying provisions of trust affecting the Ellice
Endowment, Rangiora**

Whereas the land hereinafter described is vested in the Church Property Trustees, duly incorporated under and by virtue of certain Ordinances of the Superintendent and Provincial Council of the late Province of Canterbury intituled the Church Property Trust

Ordinance (Session II), No 3, and the Church Property Trust Amendment Ordinance, 1867, upon the trusts set out in a deed of conveyance dated the twentieth day of May, eighteen hundred and seventy, and registered as number 37656 in the Canterbury Deeds Registration District: And whereas there is no power of sale or other disposition expressed or implied in the said deed of conveyance, and it is expedient that in relation to the said land the Church Property Trustees should be empowered to sell and dispose of the same and to hold the net proceeds of the sale thereof as hereinafter provided: Be it therefore enacted as follows:—

(1) The Church Property Trustees aforesaid are hereby empowered to sell and dispose of the said land as a whole or in parcels by public auction or private contract for cash, or partly for cash and partly on credit on the security of the land sold, at such time and on such conditions as such Trustees may determine, and, after sale of such land and payment of all costs of and attending such sale and of and attending the obtaining of this power of sale, shall hold and stand and be possessed of the net proceeds of the sale thereof upon and for the same trusts, ends, intents, and purposes upon and for which the said land is now vested in and held by them, as set out in and by the hereinbefore-recited deed of conveyance, or such of the said trusts, powers, ends, intents, and purposes as may now exist and be capable of taking effect; and the said Trustees shall be and are hereby further empowered from time to time to invest such net proceeds in and upon such trust investments and securities as the said Trustees shall from time to time determine, and also from time to time to vary and transpose any investment or investments thereof.

(2) The land to which this section relates is particularly described as follows:—

All that parcel of land, containing by admeasurement one acre, more or less, being part of the rural section numbered 541 on the map of the Chief Surveyor of the late Province of Canterbury setting out and describing the rural land in the Mandeville District of the said province: commencing at a point on the eastern boundary of the said section, 12 chains 17 links from the south-east corner thereof, thence continuing along the said boundary a distance of 1 chain 66 links in

a north-westerly direction, and running back westerly in a rectangular block a distance of 6 chains 25 links.

74 Cancellling reservation for bridge purposes over Reserve No 3220, Block XVII, Lowry Peaks Survey District, and providing for disposal under Land Act

Whereas by notice published in the *Gazette* of the twenty-seventh day of October, eighteen hundred and ninety-eight, Reserve No 3220, situated in Block XVII, Lowry Peaks Survey District, in the Canterbury Land District, containing twenty-three acres three roods, was permanently set apart as a bridge reserve: And whereas the land comprised therein is now no longer required as a bridge reserve, nor for any other public purpose, but is required as a homestead-site for one of the subdivisions of Grazing-farm No 82, adjoining the said reserve: And whereas it is desirable that the reservation over the said land should be cancelled, and that the said land should be declared to be Crown land available for disposal under the Land Act 1908: Be it therefore enacted as follows:—

The reservation for bridge purposes over Reserve No 3220, situated in Block XVII, Lowry Peaks Survey District, containing twenty-three acres and three roods, is hereby cancelled, and the said land is hereby declared to be Crown land available for disposal under the Land Act 1948.

75 Cancellling reservation for timber purposes over Forest Reserve No 3119, Canterbury Land District

Whereas Reserve No 3119, Block VII, Alford Survey District, in the Canterbury Land District, containing eight thousand seven hundred and fifty acres, was by Warrant published in the *Gazette* of the twenty-eighth day of July, eighteen hundred and eighty-one, reserved for the growth and preservation of timber: And whereas it is deemed expedient that the reservation over that part of the said forest reserve hereinafter described be cancelled so that the provisions of the Coalmines Act 1908, can be made to apply to it: Be it therefore enacted as follows:—

- (1) The reservation for purposes of the growth and preservation of timber over the land described in subsection two hereof is hereby cancelled.
- (2) The land to which this section relates is particularly described as follows:—

All that area in the Canterbury Land District, containing by admeasurement seventy-three acres one rood twenty-two perches, more or less, being part of Forest Reserve No 3119, situated in Block VII, Alford Survey District, and bounded as follows: Towards the east generally by Bushy Gully and by Run 103, 550 links; and towards the south-west, north-west, and north-east by other part of the said Reserve 3119, 2328.2 links, 4067.5 links, and 1406.8 links respectively: as the same is delineated on the plan marked L and S 8/8/63, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon coloured with a red margin.

76 Authorizing transfer of land from New Brighton Borough Council to Canterbury Education Board in trust for education purposes

Whereas by Order in Council made on the seventh day of January, nineteen hundred and seven, under section fifty of the Reserves and other Lands Disposal and Public Bodies Empowering Act 1906, certain lands described in Schedule 13 to the said Act were vested in the Corporation of the Borough of New Brighton in trust for planting purposes: And whereas it is desired to transfer part of the said land to the Education Board of the District of Canterbury in trust for educational purposes. Be it therefore enacted as follows:—

The New Brighton Borough Council may transfer to the Education Board of the District of Canterbury in trust for educational purposes the fee-simple of part of the land vested as aforesaid in the Corporation of the said borough, not exceeding four acres in all, being a rectangular parcel of land situated in South New Brighton having a frontage of 4 chains on Jellicoe Street.

**77 Changing control of part of Kowai Domain, Canterbury
Land District**

Whereas by Order in Council published in the *Gazette* of the twenty-third day of January, nineteen hundred and fourteen, the lands hereinafter described were placed under the control of the Kowai Domain Board: And whereas that part of the present Kowai Domain which is described in subsection three hereof is used as a recreation-ground, and that part of the said domain which is described in subsection four hereof is used as a racecourse: And whereas it is desired to place the part used as a recreation-ground under the control of the Amberley Town Board, and to allow the part used as a racecourse to remain under the control of the Kowai Domain Board: Be it therefore enacted as follows:—

- (1) The appointment of the Kowai Domain Board to have control of the recreation reserve described in subsection three hereof is hereby revoked, and the Amberley Town Board is hereby appointed a Domain Board having control of the said recreation reserve, to be known henceforth as the “Amberley Domain”, for the purposes of and subject to the provisions of Part 2 of the Public Reserves and Domains Act 1908.
- (2) The recreation reserve described in subsection four hereof shall remain under the control of the Kowai Domain Board as the Kowai Domain for the purposes of and subject to the provisions of Part 2 of the Public Reserves and Domains Act 1908.
- (3) The land to which subsection one hereof relates is particularly described as follows:—

All that area in the Canterbury Land District, containing by admeasurement thirty-four acres and ten perches, more or less, being part of Rural Section 7855 and the whole of Rural Section 7989, situate in Block XII, Grey Survey District, and comprising the whole of the land described in certificate of title, Volume 125, folio 77, District Lands Registry Office, Christchurch: as the same is delineated on the plan marked L and S 1227/41A, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.
- (4) The land to which subsection two hereof relates is particularly described as follows:—

All that area in the Canterbury Land District, containing by admeasurement two hundred and fourteen acres one rood, more or less, being Reserve 2066 (in red), situate in Block VIII, Grey Survey District: bounded towards the north-east by Innes Road and part Reserve 1675, 2396.9 links and 4980.4 links respectively; towards the south-east by Tobins Road, 3916.9 links; towards the south-west by Rural Section 19023, 3467.5 links; and towards the north-west by Rural Section 28735, 3844.8 links: be all the aforesaid linkages more or less: as the same is delineated on the plan marked L and S 1227/41A, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

78 Cancellling reservation for cemetery purposes over certain land in Tuapeka West Survey District

The reservation for cemetery purposes over Section 8, Block XIV, Tuapeka West Survey District, in the Otago Land District, containing five acres one rood four perches, more or less, is hereby cancelled, and the said land is hereby declared to be Crown land available for disposal under the Land Act 1908.

79 Authorizing sale of certain land in Borough of Roxburgh now held as site for an athenæum

Whereas on the eleventh day of July, eighteen hundred and seventy-six, Sections 1 and 2, Block XVII, Town of Roxburgh, containing by admeasurement one rood twenty-nine perches, were granted to the Superintendent of the Province of Otago in trust as a site for an athenæum: And whereas the said land is not required for that purpose, and it is desired to dispose of the same as hereinafter provided: Be it therefore enacted as follows:—

- (1) Sections 1 and 2, Block XVII, Town of Roxburgh, in the Otago Land District, are hereby vested in the Corporation of the Borough of Roxburgh, and the Roxburgh Borough Council is hereby authorized and empowered to sell and transfer the said land on such terms as may be approved by the Minister of Lands.
- (2) The proceeds derived from such sale shall be used by the said Council for the benefit of the Roxburgh Athenæum.

80 Vesting certain water-race license (Galloway Runs) in Crown

Whereas Robert Campbell and Sons (Limited), (hereinafter called the said company), is registered under the Mining Act 1908, as the holder of a water-race from Mount Campbell Creek (a branch of the Manorburn River), in the Provincial District of Otago, by virtue of a water-race license issued by the Warden at Alexandra as Number 1049A, and dated the fourteenth day of May, nineteen hundred and six: And whereas the said company has sold the said water-race to His Majesty the King, and the purchase-moneys payable therefor have been duly paid: And whereas the said company has ceased to carry on business in New Zealand, and has no representative in New Zealand empowered to execute a transfer of the said water-race, and it is expedient accordingly to vest the said water-race in His Majesty the King in manner hereinafter provided: Be it therefore enacted as follows:—

- (1) The said water-race is hereby transferred to and vested in His Majesty the King, and shall hereafter be held subject to the provisions of section three of the Mining Amendment Act 1915, as if it had been acquired by the Minister of Mines on behalf of His Majesty under that section.
- (2) The Mining Registrar is hereby authorized and directed, on application in that behalf, under the hand of the Minister of Mines, to register His Majesty the King as the proprietor of the said water-race under the aforesaid license in the same manner as if a properly executed instrument of transfer had been deposited for registration pursuant to section one hundred and seventy-two of the Mining Act 1908.

81 Validating sale of certain land in Otago Land District reserved as an endowment for purposes of primary education

Whereas the land comprised in Section 14, Block XI, Greenvale Survey District, in the Otago Land District, has been duly set apart as an endowment for primary education pursuant to the provisions in that behalf of the Education Reserves Act 1877: And whereas a perpetual lease under Part 4 of the Land Act 1885, was lawfully granted over the said land on the twenty-eighth day of November, eighteen hundred and eighty-eight: And whereas by

section seventeen of the Land Act Amendment Act 1887, provision was made conferring on every holder of land within a mining district held on perpetual lease the right to purchase the same on the terms therein set forth: And whereas the lessee, purporting to act under the authority of the said section seventeen, applied to purchase the land comprised in the aforesaid lease, and his application was inadvertently granted on the erroneous assumption that the provisions of that section were applicable, and a provisional title under the Land Transfer Act 1915, was issued to the lessee in respect of the said land: And whereas, having regard to the special circumstances of the case, it is desirable to validate the said sale and issue of title: Be it therefore enacted as follows:—

- (1) The reservation as an endowment for the purposes of primary education over the land hereinbefore described is hereby cancelled, and the sale of the said land and the issue of a provisional title in respect thereof as hereinbefore recited are hereby declared to be valid and effectual as from the respective dates thereof.
- (2) The proceeds of the sale of the said land, after deducting all costs and expenses lawfully incurred in connection therewith, shall be paid into the Primary Education Endowments Deposit Account established under section two of the Education Reserves Amendment Act 1910, as amended by section two of the Education Reserves Amendment Act 1914.

82 Incorporating Portobello Library Trustees, and vesting certain land in Corporation

Whereas the Corporation of the inhabitants of the Portobello District (hereinafter referred to as the Corporation) is seised for an estate in fee-simple of all that area of land, containing one acre one rood twenty-four perches, more or less, situated in Latham Bay, in the Otago Harbour, being portion of the foreshore adjoining road fronting Section 1, Block VII, on the public map of the Portobello District; as the same is more particularly shown on plan deposited in the Land Registry Office, at Dunedin, as number 2311, and is part of the land comprised in certificate of title, Register-book, Volume 164, folio 217: And whereas it is desirable that the portion of the said land hereinafter described should be vested in the persons

hereinafter named as a site for a public library: Be it therefore enacted as follows:—

- (1) The parcel of land hereinafter described is hereby vested in James McColl Dickson, Hubert Severne Green, and Samuel Miller, all of Portobello, settlers, who with their successors in office shall be and become a body corporate by the name of “The Portobello Library Trustees”, and by that name may do and suffer all things which bodies corporate may do and suffer.
- (2) The land referred to in this section is particularly described as follows:—

All that parcel of land, being that portion of the said area hereinbefore described, containing four and two-fifths perches, be the same a little more or less: commencing at a point in such area distant 30 links in a line bearing $233^{\circ} 2'$ in a south-easterly direction from a point being the most easterly peg shown on the said Deposited Plan No 2311; running thence in a south-westerly direction along the same line for a distance of 33.5 links; thence in a north-westerly direction in a line bearing $304^{\circ} 33'$, for a distance of 42.4 links; thence in a north-easterly direction in a line bearing $34^{\circ} 33'$, for a distance of 60.6 links; thence in a south-easterly direction in a line bearing $124^{\circ} 57'$, for a distance of 32.5 links; thence in a south-easterly direction in a line bearing $179^{\circ} 1'$, for a distance of 35.2 links, to the commencing-point: be all the aforesaid linkages a little more or less: as the same is delineated on a plan marked 22/2580, deposited at the Head Office of the Lands and Survey Department, at Wellington, and thereon coloured green.
- (3) The District Land Registrar at Dunedin is hereby authorized to issue in the names of the said Trustees a title to the said parcel of land hereby vested in such Trustees.
- (4) If any of the Trustees shall die, resign, or be absent from the Provincial District of Otago for twelve months, or shall be or become otherwise incapable of acting as a Trustee, or shall be adjudicated a bankrupt or insolvent, or take the benefit of any Act for the relief of insolvent debtors, or shall be convicted of any crime, he shall cease to be one of the said Trustees, and the Governor may in case of any such vacancy occurring in

the membership of the said Trustees appoint another or others in his place.

83 Vesting portion of cemetery reserve in the Deacons' Court of North-east Harbour and Portobello Road as site for a church

Whereas the land hereinafter described has been reserved for the purposes of a cemetery but is not required therefor, and it is desired to vest the same as hereinafter provided in the Deacons' Court of North-east Harbour and Portobello Road (a corporate body incorporated under the Presbyterian Church of Otago Incorporation Act 1875 [Repealed]) as a site for a church: Be it therefore enacted as follows:—

(1) The land hereinafter described is hereby vested in the Deacons' Court of North-east Harbour and Portobello Road (incorporated as aforesaid) as a site for a church.

(2) The land to which this section relates is particularly described as follows:—

All that parcel of land, containing by admeasurement eleven and three-quarter perches, more or less, being portion of the cemetery reserve in Section 20, Upper Harbour East Survey District: commencing at the most northerly corner of the said cemetery reserve: bounded towards the north-east by district road, 121.2 links or thereby; thence towards the south-east and south-west by other parts of said cemetery, 60.6 links and 121.2 links respectively; thence on the north-west by other part of said Section 20, Upper Harbour East Survey District, to commencing-point, 60.6 links or thereby: be all the aforesaid linkages more or less: as the same is delineated on the plan marked L and S 2/370, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon coloured red.

84 Authorizing issue of title in respect of certain closed road in the Tuapeka County in exchange for new road

Whereas Alexander Durward, late of Waitahuna, farmer, was at the time of his death registered proprietor of all that parcel of land situated in the Waitahuna East District, containing by admeasurement two acres and thirty-three and seven-tenths

perches, more or less, being parts of closed road intersecting Section 8, Block V, said district, which said piece of land is all the land comprised in certificate of title, Register-book, Volume 76, folio 1, in the Land Transfer Office, at Dunedin, which title is still in the name of the said Alexander Durward: And whereas during his lifetime the said Alexander Durward agreed with the Tuapeka County Council to exchange the land above described for other part of said Section 8, Block V, Waitahuna East District, containing two acres one rood twelve perches, more or less, for the purpose of a new road: And in pursuance of said agreement the land contained in said certificate of title, Register-book, Volume 76, folio 1, was transferred to the said Alexander Durward by the Tuapeka County Council, but the new road was not transferred by the said Alexander Durward to the said County Council: And whereas the new road, being part of said Section 8, Block V aforesaid, is shown on plan of exchange deposited in the office of the Chief Surveyor, at Dunedin, and now stands in the name of Henry Lunan and Alexander James Lunan, both of Waitahuna aforesaid, farmers: And whereas it is expedient that the new road be transferred to His Majesty the King: Be it therefore enacted that, in order to complete the title of His Majesty the King to the said new road, the District Land Registrar at Dunedin is hereby authorized to cancel the existing title to the said closed road in name of Alexander Durward, and to issue a new title therefor in name of said Henry Lunan and Alexander James Lunan upon the said Henry Lunan and Alexander James Lunan depositing with the said Registrar for registration a transfer of the new road as shown on plan deposited as aforesaid in the office of the Chief Surveyor at Dunedin.

85 Cancellling reservation for agricultural purposes of certain land in Southland Land District

The reservation for the purposes of the Agricultural Department over Section 63E, Edendale Settlement, Mataura Hundred, Southland Land District, containing ten acres, is hereby cancelled, and the said land is hereby declared to be Crown land available for disposal under the Land Act 1908.

86 Cancellling reservation for recreation purposes over Sections 31, 32, 45, and 46, Town of Hodgkinson, Southland Land District

The reservation for recreation purposes over Sections 31, 32, 45, and 46, Town of Hodgkinson, in the Southland Land District, is hereby cancelled, and the said land is hereby declared to be Crown land available for disposal under the Land Act 1908.

87 Authorizing grant of certain land to persons originally entitled to grants under the Stewart Island Grants Act

Whereas Ellen Anglem (Mrs Gilroy) and Thomas Gilroy were each entitled to a grant of land under the Stewart Island Grants Act 1873 [Repealed]: And whereas it appears from official records that Section 11, Block I, Paterson Survey District, in the Stewart Island County, Southland Land District, containing seventeen acres two roods, was proposed to be allotted to the aforesaid Ellen Anglem and Thomas Gilroy: And whereas Crown grants have not been issued in respect of the said land pursuant to section three of the Stewart Island Grants Act 1873 [Repealed]: Be it therefore enacted as follows:—

The Governor-General may, by Warrant under his hand, authorize the issue of a certificate of title in respect of the said Section 11, Block I, Paterson Survey District, to the said Ellen Anglem (Mrs Gilroy) and Thomas Gilroy as tenants in common of the said land.

88 Authorizing certain local authorities to contribute to funds of Southland League

- (1) It shall be lawful for any local authority the district of which is within or partly within that portion of the Provincial District of Otago commonly known as Southland to contribute out of its general fund or account such sum in any year as the local authority may think fit as a subscription to the funds of the Southland League.
- (2) In this section **local authority** shall include a Harbour Board constituted under the Harbours Act 1950.

89 Authorizing setting apart of certain lands as endowment for agricultural course at Gore High School, and providing for disposal of those lands by way of lease

Whereas it is deemed expedient to set apart the land hereinafter described as an endowment for the establishment and maintenance of a course of agricultural instruction at the Gore High School: And whereas it is desired to lease to the Southland Frozen Meat and Produce Export Company (Limited) part of the said land on which are situated certain buildings, plant, and machinery erected by the said company, and to offer to public competition the remainder of the said land in such allotments as may be determined: Be it therefore enacted as follows:—

- (1) The land described in subsection five hereof is set apart as an endowment for the establishment and maintenance of a course of agricultural instruction at the Gore High School, and all revenues as they accrue from time to time from the leasing or other disposal of the said land shall be paid by the Receiver of Land Revenue to the Board of Governors of the Gore High School:
Provided that nothing in this section shall be deemed to give the said Board of Governors any authority or control over the said land.
- (2) All moneys received by the said Board of Governors under the authority of this section shall be applied exclusively to the establishment and maintenance of a course of agricultural instruction at the Gore High School.
- (3) The Land Board of the Land District of Southland, with the consent of the Minister of Lands, may grant to the Southland Frozen Meat and Produce Export Company (Limited) a lease of that part of the land described in subsection five hereof on which the said company's buildings and plant are situated, and may also offer to public competition by way of lease the remainder of the said land subdivided into such number of allotments as may be determined.
- (4) The lease to the said company and the lease or leases to be offered to public competition may be any tenancy prescribed by section five of the Public Bodies Leases Act 1908, and shall be subject to such conditions as the said Board, with the consent of the Minister of Lands, may deem applicable in

the circumstances. For the purposes of this section the Land Board of the Land District of Southland is hereby declared to be a leasing authority within the meaning of the Public Bodies Leases Act 1908.

- (5) The land referred to in subsection one hereof is more particularly described as follows:—

All that parcel of Crown land in the Southland Land District, containing two acres three roods thirty perches, more or less, being Section 26, Block XIII, Town of Maitara, commencing at the most northerly corner of Section 4, Block IV, Lindhurst Hundred: bounded towards the north-west by Crown land, 2687.7 links; towards the north-east by Selbourne Street, 114.40 links; towards the south-east by Maitara River, 2710 links; and again towards the south-west by Section 4, Block IV, Lindhurst Hundred, 128.26 links, to the point of commencement: be all the aforesaid linkages more or less: as the same is shown on the plan marked 22/2455, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon coloured green.

90 Validating certain transactions subject to sections 55 and 58 of the Native Lands Act 1865

[Repealed]

Sections 90 and 91 were repealed, as from 1 January 1932, by section 558 Native Land Act 1931 (1931 No 31).

91 Authorizing grant of land to certain Natives in lieu of compensation for certain Native land vested in the Crown by the Thermal Springs Districts Act 1910

[Repealed]

Sections 90 and 91 were repealed, as from 1 January 1932, by section 558 Native Land Act 1931 (1931 No 31).

92 Validating rate made and levied by Northcote Borough Council

Whereas the Northcote Borough Council did on the ninth day of September, nineteen hundred and nineteen, make a general rate and other rates upon the rateable value of all rateable property in the Borough of Northcote for the period

commencing on the first day of April, nineteen hundred and nineteen, and ending on the thirty-first day of March, nineteen hundred and twenty: And whereas doubts have arisen as to the compliance with the formalities necessary under the Rating Act 1908, and its amendments, precedent to the making of such rates, and particularly in respect of the preparation and completion of the borough valuation roll on which such rates were levied: Be it therefore enacted as follows:—

The Northcote Borough Council is hereby declared to have validly made on the ninth day of September, nineteen hundred and nineteen, the general rate and other rates on that day entered in the borough rate-book as being the rates of the borough for the period commencing on the first day of April, nineteen hundred and nineteen, and ending on the thirty-first day of March, nineteen hundred and twenty, and all formalities necessary to the making of such rates shall be deemed to have been duly complied with.

93 Enabling the amalgamation of the boroughs of Northcote, Birkenhead, and Takapuna

Whereas it has been proposed that the boroughs of Northcote, Birkenhead, and Takapuna be for all or any purposes amalgamated and constituted one united borough under the provisions of the Municipal Corporations Act 1908: And whereas it is deemed advisable that any two or all of the aforesaid boroughs should be declared one continuous area in order that proposals to amalgamate may, if desired, be given effect to in the future: And whereas the said boroughs do not form one continuous area: Be it therefore enacted as follows:—

For the purpose of amalgamation under the Municipal Corporations Act 1908, any two or all of the boroughs of Northcote, Birkenhead, and Takapuna are hereby deemed to form one continuous area.

94 Validating purchase of certain land by Takapuna Borough Council

Whereas by a certain deed of assignment, made on the fifteenth day of May, nineteen hundred and eighteen, between Albert

Williamson Clark, therein described, and the Corporation of the Borough of Takapuna, the said Albert Williamson Clark agreed to sell and the said body corporate agreed to purchase the interest of the said Albert Williamson Clark in all that piece of land situated in the Strand, Takapuna, being Lots 8 and 9 of the Strand Estate, being part of resubdivision of Lots 1 to 3 of Allotment 31, Parish of Takapuna, for the price or sum of two hundred and thirty-four dollars and upon the terms and conditions set out in above-mentioned deed: And whereas it was a term of such deed that the said body corporate should pay to James Robertson and John Charles Spedding, the owners of the said land, the balance of purchase-money therefor—namely, the sum of six hundred and forty dollars—on or before the first day of October, nineteen hundred and twenty, and interest thereon at the rate of five dollars and fifty cents per centum per annum payable half-yearly: Be it therefore enacted as follows:—

The Takapuna Borough Council is hereby empowered to purchase the said land in terms of the said deed of assignment, and all payments made by the said Council in respect of such land are hereby validated.

The words “two hundred and thirty-four dollars”, “six hundred and forty dollars”, and “five dollars and fifty cents” were substituted, as from 10 July 1967, for the words “one hundred and seventeen pounds”, “three hundred and twenty pounds”, and “five pounds ten shillings” pursuant to section 7(1) Decimal Currency Act 1964 (1964 No 27).

95 Authorizing the inclusion of certain closed road in license to purchase on deferred payment

Whereas it is proposed to close a road through Section 20, Block V, Cambridge Survey District, in the Auckland Land District, containing two acres one rood twenty-seven and nine-tenths perches, and to grant the land comprised therein in exchange for other land taken by Proclamation published in the *Gazette* of the thirteenth day of February, nineteen hundred and nineteen, for a road through the said section to provide improved access to adjoining settlement land: And whereas the said section is now held under a license issued in pursuance of section sixty of the Land Laws Amendment Act 1913 [Repealed], and it is desired to make provision for the incorporation

of the said closed road in that license: Be it therefore enacted as follows:—

- (1) On the closing of the said road the land comprised therein shall be deemed to be incorporated in the license aforesaid, and shall be held by the licensee on the terms and conditions of that license, and shall be subject to all restrictions and encumbrances affecting that license.
- (2) On receipt of a certificate under the hand of the Commissioner of Crown Lands for the Auckland Land District, certifying that the road has been closed as aforesaid, and setting forth a description of the land comprised therein, the District Land Registrar for the Auckland District shall endorse on the registered copy of the said license a memorial setting forth the particulars contained in the said certificate.

96 Authorizing Waikatarua Drainage Board to borrow \$6,800

Whereas the Waikatarua Drainage Board raised a special loan of ten thousand dollars under the authority of the Land Drainage Act 1908, and the Local Bodies Loans Act 1913, for the purpose of executing certain drainage-works within its drainage area: And whereas in the month of July, nineteen hundred and seventeen, extra-ordinary damage was done by flood and tempest to the said drainage-works then in course of completion, and in order to repair such damage and complete the said works the Board borrowed certain moneys by way of overdraft and incurred other liabilities: And whereas in order to pay such overdraft and other liabilities the said Board decided to raise, under the provisions of section forty-one of the Land Drainage Act 1908, a loan: And whereas doubts have arisen as to whether the said Board has power to raise such loan: Be it therefore enacted as follows:—

The Waikatarua Drainage Board is hereby empowered to raise, under the provisions of the Local Bodies Loans Act 1913, and its amendments, a special loan of six thousand eight hundred dollars for the purpose of paying off the liabilities incurred by the said Board in repairing the damage done to the drainage-works as above recited, including in such liabilities the amount obtained from the Board's bankers by way of overdraft.

The words “ten thousand dollars”, and “six thousand eight hundred dollars” were substituted, as from 10 July 1967, for the words “five thousand pounds”, and “three thousand four hundred pounds” pursuant to section 7(1) Decimal Currency Act 1964 (1964 No 27).

97 Validating loan of \$8,800 raised by Kawhia County Council without lawful authority

Whereas the Kawhia County Council has raised a loan of eight thousand eight hundred dollars for widening and metalling portions of the Kawhia-Marokopa River, Mangapohue, and Marokopa Valley Roads: And whereas doubts have arisen as to the legality of the raising and expending of such loan for such purpose: And whereas it is desirable to validate the same: Be it therefore enacted that such moneys shall be deemed to be lawfully raised and expended, and the said Council and the members thereof shall accordingly be freed from all liability in respect of such transactions.

The words “eight thousand eight hundred dollars” were substituted, as from 10 July 1967, for the words “four thousand four hundred dollars” pursuant to section 7(1) Decimal Currency Act 1964 (1964 No 27).

98 Authorizing Waitomo County Council to borrow certain moneys without taking poll of ratepayers

Whereas the Council of the Waitomo County has heretofore been compelled from time to time to make successive payments out of its District Fund Account in respect of payments of interest and sinking fund due in respect of special loans raised by it, owing to the difficulty of collecting special rates from time to time due in respect of the considerable areas of Maori lands situated in the several special-rating areas in the said county: And whereas it is desirable that the payments so made should be reimbursed to the said District Fund Account: Be it therefore enacted as follows:—

- (1) The Waitomo County Council is hereby empowered and authorized to raise a sum of ten thousand dollars by special loan, at a rate of interest not exceeding five dollars and fifty cents per centum per annum, and to pay the proceeds of such loan to the credit of the said District Fund Account of the said Council.
- (2) Such loan shall be deemed to have been raised pursuant to paragraph (a) of section sixteen of the Local Bodies Loans Act

1913, for the purpose of repaying a liability lawfully incurred by the said Council for a purpose for which a special loan might be raised, and the provisions of the said Local Bodies Loans Act 1913, shall apply to such loan accordingly.

- (3) The special loan hereby authorized to be raised shall be secured by a special rate made over the whole of the lands comprised in the said Waitomo County.
- (4) The power of the said Waitomo County Council to borrow from its bankers by way of overdraft shall not be in anywise prejudiced or affected by reason of the raising of the said loan hereby authorized or the payment of the moneys thereby raised to the credit of the said District Fund Account.

The words “ten thousand dollars”, and “five dollars and fifty cents” were substituted, as from 10 July 1967, for the words “five thousand pounds”, and “five pounds ten shillings” pursuant to sections 7(1) and (2) Decimal Currency Act 1964 (1964 No 27).

The word “Maori” was substituted, as from 27 November 1947, for the word “Native” pursuant to section 2(2) Maori Purposes Act 1947 (1947 No 59).

99 Authorizing Opotiki and Waioeka Domain Board to borrow £2,000 by way of bank overdraft

[Repealed]

Section 99 was repealed, as from 11 February 1922, by section 84(3) Reserves and Other Lands Disposal and Public Bodies Empowering Act 1921-22 (1921 No 59).

100 Authorizing reconveyance of certain lands to owners of adjoining Maori lands

Whereas by Order in Council dated the seventeenth day of December, nineteen hundred and eight, the lands hereinafter in this section described were authorized to be sold to the Maori owners of certain other lands on payment of certain moneys which such Maori owners or their representatives have paid: And whereas section twenty of the Reserves and other Lands Disposal and Public Bodies Empowering Act 1910, as amended by section thirty-one of the Reserves and other Lands Disposal and Public Bodies Empowering Act 1918, modified the provisions of the said Order in Council: And whereas the reconveyance of the lands affected by the said Order in Council as modified by the Acts hereinbefore referred to

has not been completed, and it is desirable that the same should be completed: Be it therefore enacted as follows:—

- (1) On the application of the Registrar of the Maori Land Court at Gisborne the District Land Registrar shall cancel the title of the Crown to the lands described in the next succeeding subsection hereof, and shall in lieu thereof issue instruments of title to and register as the owners thereof such persons and with such relative interests as the Registrar of the Maori Land Court may set forth in the same and in any subsequent application. If the relative interests of such owners have not been finally determined in other lands owned by them, being the residue areas after cutting out for the Crown the lands described in the next succeeding subsection hereof, the instruments of title to be issued by the District Land Registrar may be amended subsequently to conform to any orders of the Maori Land Court determining such relative interests.
- (2) The lands to which the last preceding subsection relates are particularly described as follow:—

All those areas in the Hawke's Bay Land District being Ahikouka No 1A, Ahikouka No 1B, Ahikouka No 2A, Wairoa No 2A, Herenga B No 1, Herenga D No 1, Herenga F No 1, Herenga L No 1, part of Herenga L No 2 (as modified in area by section thirty-one of the Reserves and other Lands Disposal and Public Bodies Empowering Act 1918, and the Order in Council dated the eighteenth day of February, nineteen hundred and nineteen, issued in pursuance thereof), Puhunga No 1, and Ohineakei No 1 (otherwise known as Section 1, Block XII, Meta Survey District), Totaranui No 2A, Totaranui No 3A, Totaranui No 5A, and Totaranui No 6A.
- (3) The District Land Registrar is hereby directed and empowered to cancel the title of the Crown to the land known as Ahirau No 1, near Te Araroa, in the County of Waiapu. The said land is hereby vested in the Tairawhiti Maori Land Board in trust for the beneficial owners of the other part of such land known as Ahirau No 2, in the same manner as if the said Ahirau No 1 were originally vested in the said Board for Maori settlement; and the said Ahirau No 1 shall be subject to the lease granted by the Board in respect of Ahirau No 2.

- (4) Where any moneys are due to the Crown in respect of any of the lands described in subsection two hereof the same shall be paid before any action is taken under the provisions of this section.
- (5) The District Land Registrar is hereby authorized to issue or register any and every deed or document necessary to give effect to the provisions of this section.
- (6) The lands referred to in subsections two and three hereof shall upon cancellation of the title of the Crown become and the same are hereby declared to be Maori freehold lands.

The word “Maori” was substituted, as from 27 November 1947, for the word “Native” pursuant to section 2(2) Maori Purposes Act 1947 (1947 No 59).

The words “Maori Land Court” were substituted, as from 27 November 1947, for the words “Native Land Court” pursuant to section 4(2) Maori Purposes Act 1947 (1947 No 59).

101 Authorizing lease of Section 36, Block XIV, Ngaire Survey District, to lessee of Section 29 of same block

Whereas Section 29, Block XIV, Ngaire Survey District, containing one hundred and ninety acres, is an education reserve, and has been leased for a term of twenty-one years from the first day of July, nineteen hundred and nineteen, by the Taranaki Land Board to George Henry Gibson, of Eltham: And whereas Section 36, Block XIV, Ngaire Survey District, containing ten acres, is also an education reserve, and lies between the aforesaid Section 29 and a public road, and contains the best building-site on the two sections: And whereas the said Section 36 is at present held under a temporary occupation license by the said George Henry Gibson, and it is desired to grant him a lease over it under the terms and conditions on which he holds Section 29: And whereas there is no authority to grant such lease except by tender or by public auction: Be it therefore enacted as follows:—

The Taranaki Land Board is hereby authorized to issue a lease over the said Section 36 to the lessee of the said Section 29 on the same terms and conditions and from the same date as the lease of the said Section 29, except that the rent of the said

Section 36 shall be fixed by the Land Board on the present valuation of the section.

**102 Cancelling reservation over Section 31, Block XII,
Maungakaretu Survey District**

The reservation as and for a State forest under the provisions of the State Forests Act 1908, of Section 31, Block XII, Maungakaretu Survey District, containing two hundred and fifty-one acres, more or less, in the Wellington Land District, is hereby cancelled as and from the first day of January, nineteen hundred and twenty, and the said land is hereby declared as from that date to be Crown land subject to the provisions of the Land Act 1908.

**103 Authorizing subdivision of certain education reserve,
Kairanga Survey District, for disposal to discharged
soldiers**

Whereas Primary Education Reserve 367, Block X, Kairanga Survey District, containing thirty-five acres one rood fourteen perches, in the Wellington Land District, is held under lease for a term of twenty-one years, which expires on the fifteenth day of November, nineteen hundred and nineteen: And whereas it is deemed expedient to subdivide the said reserve for the purpose of offering the subdivisions thereof to discharged soldiers: And whereas the existing lease of the said reserve provides that a new lease must be offered by public auction if the Crown does not pay for the improvements effected by the lessee before the expiry of the term of existing lease: Be it therefore enacted as follows:—

Notwithstanding anything to the contrary in any other enactment or in the said lease, the Wellington Land Board is hereby empowered to subdivide the aforesaid reserve in such manner as the Minister of Education may approve, and to lease the subdivisions thereof to discharged soldiers as defined by the Discharged Soldiers Settlement Act 1915, upon such terms, at such rentals, and subject to such conditions as to the said Board may seem fit:

Provided that the sum of [one hundred and ninety dollars] be paid to the present lessee of the aforesaid reserve as

compensation for improvements, in the manner prescribed by subsection seven of subsection three of the Education Reserves Amendment Act 1913, and provided further that the said lessee be allowed to remove all water-pipes now on the aforesaid reserve.

The words "one hundred and ninety dollars" were substituted, as from 10 July 1967, for the words "ninety-five pounds" pursuant to section 7(1) Decimal Currency Act 1964 (1964 No 27).

**104 Authorizing Hutt River Board to lease certain land to
Lower Hutt Borough Council for recreation-ground**

It shall be lawful for the Hutt River Board, and it is hereby authorized and empowered, to grant and execute to the Corporation of the Borough of Lower Hutt for the purpose of a public recreation-ground, without putting the same up to public auction or public tender or otherwise complying with the provisions of the Public Bodies Leases Act 1908, a lease of all that piece of land in the Wellington Land District, containing four acres, more or less, and being part of Section 9 (Gear Island), in Block XIII, Belmont Survey District: bounded on the north by White's line of road; on the east generally by a branch of the Hutt River; on the south by other part of Section 9 aforesaid; and on the west generally by another branch of the Hutt River aforesaid to the point of commencement: as the same is delineated on a plan deposited at the Head Office, Department of Lands and Survey, and numbered L and S 23/627: such lease to be on such terms and subject to such conditions as may be agreed upon between the said parties.

**105 Authorizing transfer of certain land to His Majesty as
site of South Meridian mark**

Whereas, in consideration of the sum of twenty dollars, Ellen Letista Amy Mence, of Wellington, settler, agreed to sell to His Majesty the King portion of Section 220, Deposited Plan 864, being part of Section 12, Ohiro District, City of Wellington, twelve feet square, as indicated on the plan marked PWD 47308, deposited in the office of the Minister of Public Works, at Wellington, for the erection thereon of the South Meridian mark, situated where the

present trigonometrical station is erected, together with a free right of way thereto over the said Section 220 from Connought Terrace, adjoining the said Section 220: And whereas the said Ellen Letista Amy Mence further agreed not to erect or permit to be erected any building or other obstruction on any portion of the said Section 220 which would prevent a clear view over an expanse of four feet in width from the Hector Observatory Station at Kelburn, in the City of Wellington, to the said South Meridian mark: And whereas she also agreed that the aforesaid right of way and right of view shall be appurtenant to the said twelve-feet-square portion of Section 220: And whereas the said portion of land agreed to be sold has no frontage to an existing road or street: Be it therefore enacted as follows:—

- (1) The said Ellen Letista Amy Mence is hereby authorized to transfer to His Majesty the King the said portion of land agreed to be sold, and to transfer or grant to His Majesty the said right of view and right of way, freed and discharged from all encumbrances, and to sign all instruments and documents which may be necessary to give effect thereto.
- (2) The District Land Registrar of the Wellington District is hereby directed to register such instruments, memoranda, or documents, and to issue, amend, or otherwise deal with such titles, as may be necessary to give full effect to the aforesaid agreement.

The words “twenty dollars” were substituted, as from 10 July 1967, for the words “ten pounds” pursuant to section 7(1) Decimal Currency Act 1964 (1964 No 27).

106 Vesting education reserve in Ashburton High School Board

Whereas by a Proclamation published in the *Gazette* of the seventh day of January, eighteen hundred and ninety-seven, Reserve 3092, Block V, Wakanui Survey District, containing thirty-one acres one rood, in the Canterbury Land District, was permanently reserved as an endowment for secondary education: And whereas it is deemed expedient to vest the said reserve in the Ashburton High School Board: Be it therefore enacted as follows:—

The aforesaid endowment is hereby vested in the Ashburton High School Board in trust for the maintenance of the Ashburton High School.

107 Vesting certain land, being former river-bed, in Ashburton High School Board

Whereas Educational Reserve 1123, Block III, Westerfield Survey District, was on the twenty-eighth day of March, eighteen hundred and eighty-nine, granted to the Ashburton High School Board for educational purposes: And whereas the Ashburton River, formerly bounding the said Reserve 1123, has now changed its course: And whereas it is desirable that part of the dry river-bed now bounding the said Reserve 1123 should be vested in the Ashburton High School Board: Be it therefore enacted as follows:—

- (1) The land hereinafter described is hereby vested in the Ashburton High School Board in trust for the maintenance of the Ashburton High School.
- (2) The land to which this section relates is more particularly described as follows:—

All that area in the Canterbury Land District, containing by admeasurement sixty-three acres, more or less, being portions of the old course of the Ashburton River, situated in Block III, Westerfield Survey District: bounded towards the north-west by other part of the Ashburton River bed and by Section 19974; towards the north-east by Education Reserve 1123; towards the south-east and south-west generally by other part of the Ashburton River bed: as the same is more particularly delineated on the plan marked L and S 25551, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

108 Vesting certain reserve land adjoining foreshore in Borough of Sumner

The lands hereinafter described are hereby declared to be vested in the Corporation of the Borough of Sumner, namely: All that piece of land in the Canterbury Land District, containing one acre three roods nineteen perches, more or less, and being part Reserve 2507, together with adjoining foreshore land in Block II, Sumner Survey District, and

bounded as follows: Commencing at a point 2120.7 links distant on a bearing of $355^{\circ} 35' 30''$ from Standard Stone, corner of Nayland and Stoke Streets: bounded towards the south generally by Reserve 3549 on a line of 181 links curving northwards on a radius of 120 links to a point bearing $288^{\circ} 2'$, distance 164.33 links from the point of commencement, and on a line of 222.5 links curving southwards on a radius of 17 chains to a point bearing $254^{\circ} 21' 30''$, distance 222.37 links from the end of the last-mentioned line; thence towards the west by Reserve 4000, Deposited Plan 4703, 476 links, on a bearing $348^{\circ} 21'$ thence towards the north by a line bearing $78^{\circ} 21'$, distance 420 links; thence towards the east by a line bearing $174^{\circ} 11'$, distance 544.7 links, to the point of commencement: be all the aforesaid dimensions more or less: as the same is delineated on a plan deposited at the Head Office, Lands and Survey Department, numbered L and S 6/1/236, and thereon bordered green.

109 Authorizing Otago Harbour Board to lease certain land to University of Otago

Whereas the Otago Harbour Board (hereinafter referred to as the Board) is seised for an estate in fee-simple of all that parcel of land, containing sixty-seven acres one rood thirty-eight perches, more or less, situated in the Provincial District of Otago, being part of the Otago Harbour Board Endowment, and being all the land comprised in certificate of title, Register-book, Volume 106, folio 247, in the Land Registry Office, at Dunedin: And whereas part of such land now in course of reclamation is required for the use of the University of Otago (hereinafter called the University): And whereas the Board is prepared, subject to the necessary power being conferred upon it by legislation, to lease part of the said land to the University upon the terms hereinafter mentioned: Be it therefore enacted as follows:—

- (1) The Board is hereby empowered to lease to the University and the University is hereby empowered to accept a lease of any part of the said land, not exceeding twenty acres, for the term of fifty years, at such rent and with, upon, and subject to such terms, conditions, and provisions as may be agreed upon between the University and the Board, including provisions

for payment of valuation for improvements and for renewal for one or more recurring periods.

- (2) The District Land Registrar for the Land District of Otago is hereby authorized and directed to accept for registration and to register the said lease notwithstanding anything contained in section one hundred and sixteen of the Public Works Act 1908.

110 Authorizing disposal of site of Lyttelton Prison

- (1) The Governor-General is hereby authorized and empowered to sell or otherwise dispose of the whole or any part or parts of the lands hereinafter described, together with the buildings and other improvements thereon, such lands being vested in His Majesty and at present occupied by the Lyttelton Prison and other buildings and grounds used in connection therewith.
- (2) The net proceeds arising from the sale or other disposition of the said lands and of the buildings or other improvements thereon shall be paid into the Public Works Fund, and shall be utilized for the purpose of erecting prison buildings or for acquiring sites for prison purposes.
- (3) The lands to which this section relates are particularly described as follows:—

All that area in the Canterbury Land District, containing by admeasurement two acres one rood twenty-nine and four-fifths perches, and being Town Sections 169 to 175 and Reserves 37 and 38 and part of a closed street, in the Borough of Lyttelton: bounded towards the north-east by Exeter Street, 350 links; towards the south-east generally by St David's Street, 250 links, 5 links, 313 links, and 100 links; towards the south-west by St David's Street and Reserve 1372, 402 links; and towards the north-west by Oxford Street, 658 links:

Also all that area in Canterbury Land District, containing by admeasurement ten and one-quarter perches, being part Town Section 62, Borough of Lyttelton: bounded towards the north-east by Winchester Street, 101 links; towards the south-east by Oxford Street, 64 links; towards the south-west by other part of the said Section 62, 101 links; and towards the north-west by Town Section 61, 64 links:

As the same are more particularly delineated on the plan marked L and S 6/7/40, and deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

111 Wellington City and Eastbourne Borough deemed to form continuous area for purposes of Municipal Corporations Act 1908

For the purposes of sections one hundred and twenty to one hundred and twenty-four (inclusive) of the Municipal Corporations Act 1908, the City of Wellington and the Borough of Eastbourne shall be deemed to form one continuous area, and the provisions of the said sections shall apply to the said boroughs accordingly. A poll of the electors of Eastbourne shall be taken on the proposal that such boroughs be constituted one united borough.

112 Extension of fourteen-year renewal periods to twenty-one-year renewal periods in Wellington City leases

- (1) All renewable leases of land owned by the Mayor, Councillors, and Citizens of the City of Wellington shall be deemed to have been granted under the Municipal Corporations Act 1908.
- (2) Where any lease of land owned by the Wellington City Corporation provides for further renewal terms in perpetuity to be granted by way of simple renewal or to be sold by auction the Corporation may, where such renewals are for periods less than twenty-one years, by memorandum in writing, agree with the lessee that such renewal periods shall be twenty-one-year periods in lieu of such shorter periods; and in such case all valuations thereafter to be made shall be made accordingly.

113 Wellington City Council authorized to make compassionate allowance to retired servants

[Repealed]

Section 113 was repealed, as from 14 September 1938, by section 3(5) Wellington City Empowering and Amendment Act 1938 (1938 No 10(L)).

114 Authorizing an extension of Station Street, Hastings, of a less width than 66 ft

Whereas the Hastings Borough Council has received an offer from William Frederick Knight and Francis John Knight to dedicate a piece of land being parts of Sections 204 and 205, Hastings—bounded on the west by the Wellington-Napier Railway line; on the north by Heretaunga Street, fifty-four feet; and on the east by a line drawn parallel to and distant fifty-four feet from the western boundary; and on the south by Eastbourne Street, fifty-four feet—for the purposes of a street, to be a continuation of Station Street in the said borough, upon the condition that the said Borough Council acquires a piece of land being parts of Sections 210 and 211, Hastings—bounded on the west by the said Wellington-Napier Railway line; on the north by Eastbourne Street, fifty-four feet; on the east by a line drawn parallel to and distant fifty-four feet from the said western boundary; and on the south by Lyndon Road, fifty-four feet—and that the said Borough Council form and open for use as a street the said strip of land secondly hereinbefore described, and also that portion of Eastbourne Street lying between Karamu Road and the said Wellington-Napier Railway line, and arrange with the Minister of Railways for the railway-crossing at Eastbourne Street to be opened: And whereas both such continuations of Station Street are proposed to be made of a less width than sixty-six feet: And whereas it is expedient that such extension of Station Street should be formed and dedicated as aforesaid: Be it therefore enacted as follows:—

- (1) The Hastings Borough Council may lay out the aforesaid pieces of land as a new public street notwithstanding the provisions of subsection three of section one hundred and fifty-three of the Municipal Corporations Act 1908.
- (2) The provisions of section one hundred and seventeen of the Public Works Act 1908, shall not apply in respect of any land having a frontage to either of the aforesaid extensions of Station Street.