

Timaru Racecourse Reserve Act 1883

Local Act 1883 No 8
Date of assent 20 August 1883

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**An Act to constitute a Board of Trustees and to vest in it a certain
Public Domain near the Town of Timaru, in the Provincial
District of Canterbury, for the purposes of a Racecourse.**

Preamble

[Repealed]

The Preamble was repealed, as from 19 November 1907, by section 2 Statutes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

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

1 Short Title

The Short Title of this Act is The Timaru Racecourse Reserve Act 1883.

2 Land in Schedule vested in Board of Trustees

On the passing of this Act the land described in the Schedule hereto shall, without any conveyance, be vested in a Board of Trustees (hereinafter called **the Board**); and shall be held by them in trust for the purposes of racing as provided by this Act.

This section was amended, as from 19 November 1907, by section 2 Statutes Repeal Act 1907 (1907 No 40(L)) by omitting the words “consisting of the following persons: John William White, Michael Studholme, Thomas Teschemaker, Thomas Hall, Thomas Raymond Jones, William Sugden Armitage, and Robert Rutherford, Sheepfarmer”.

3 Board incorporated

The Board shall be a corporate body by the name of The “Trustees of the Timaru Racecourse”, with perpetual succession and a common seal, and with full power and authority by that name to sue and be sued in all Courts whatsoever, and shall be capable in law, for the purposes and subject to this Act, to do and suffer all such acts and things as bodies corporate may do and suffer, with power to take and hold all such lands, tenements, and hereditaments as may be in any manner vested in the Board, either as a site for a racecourse or for any other purpose in connection therewith.

4 Disqualification

If any member of the Board shall be directly or indirectly concerned in any contract with the Board, or shall receive or be entitled to receive any money or emolument for any work done or to be done for the Board, or shall be absent from the colony for the space of twelve consecutive calendar months, or shall be adjudicated a bankrupt or insolvent, or take the benefit of or be brought under the operation of any Act relating to bankrupt or insolvent debtors, or shall become a public defaulter, or

shall become convicted of felony, his seat in such Board shall become vacant.

5 Resignations

It shall be lawful for any member, by writing under his hand addressed to the Governor, to resign his seat on the Board, and upon the acknowledgment of the receipt by the Governor of such writing the seat of such member shall become vacant.

6 Vacancies filled up by Governor

If a vacancy occurs in the Board through death, or through any of the reasons aforesaid, it shall be lawful for the Governor to appoint a fit and proper person to fill the vacancy.

7 Board may lease land

It shall be lawful for the Board, by deed under their corporate seal, to lease from time to time, at such rent and on such conditions as they may think reasonable, the whole or any part of the said parcel of land specified in the said Schedule hereto, for any term or terms of years not exceeding seven years at any one time, and on conditions not inconsistent with the purposes of the racecourse.

8 Proceeds of land to be expended in improvements and for racing purposes

All moneys received by the Board for the rents, issues, and profits of the said parcel of land shall, after deducting therefrom all necessary expenses incurred in the management thereof, be applied in and towards the cultivation and improvement of the said parcel of land, and in rendering any part thereof that may be set apart as a racecourse suitable for that purpose, and in discharging any liabilities that may have been hitherto incurred for the said purpose, and in and towards providing prizes for races to be run on the said racecourse, and generally in and towards the encouragement of the breeding of horses.

9 Other clubs may use racecourse on certain conditions

The racecourse subject to the Board shall be available to any racing or jockey club for the purpose of holding race meetings, upon such terms and conditions as shall from time to time be publicly notified by the Board, and at such dates as they may in every such case appoint: Provided always that such racing or jockey clubs shall consist of not less than fifty members, who shall each have paid an annual subscription of not less than two dollars towards the funds of such club.

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

10 Board may make rules

It shall be lawful for the Board, and they are hereby authorized and empowered, from time to time to make and alter rules for regulating their own proceedings, for the terms, conditions, and dates on which the racecourse may be from time to time used by any racing or jockey club, as in section 9 provided, for prescribing the conditions on which the public shall be permitted to have access to the said racecourse upon any day when the same shall be used for racing purposes, and for regulating the price for admission on such occasions, for excluding the public from such parts of the said parcel of land as it may be found necessary and desirable to plant, improve, or lay down in artificial grasses, for regulating the charges that may be made for the occupation of the said racecourse for the erection of booths or stalls for the sale of refreshments, merchandise, goods, or chattels, and for the admission of horses and vehicles to the said racecourse, and for the preservation of order thereon during race meetings.

11 Board to keep accounts

The Board shall keep accurate accounts of all sums of money received for rents, issues, and profits on account of the said land, and of all costs, charges, and disbursements in connection with the management and maintenance thereof, and on the thirty-first day of March in every year, or within one week thereafter, the Board shall prepare accounts and a

balance-sheet, showing the receipts and disbursements of the Board during the previous year, and the actual financial state of the Board on the thirty-first day of March in that year; and such accounts and balance-sheet shall be forwarded to the Governor.

Schedule

ALL that piece or parcel of land, being Section No 251 (in red), situate in the Timaru District, and containing by admeasurement one hundred and ninety-seven acres, more or less, the boundary-lines of which are as follows: Commencing at a point on the western side of the South Road, the same being the first bend or turn in the road north of the north-eastern corner of Rural Section No 3789, following the said road in a northerly direction a distance of forty-one chains; thence westerly at a right angle a distance of thirty-five chains fifty links; thence again at a right angle southerly a distance of thirty-nine chains ninety-eight links to the north-easterly boundary of Rural Section No 3789, following south-easterly along that boundary a distance of twenty-nine chains eighty links to the north-western corner of the before-mentioned rural section, following easterly along the northern boundary thereof a distance of twenty-one chains eighteen links to the road above mentioned; and from thence returning along that road a distance of twenty-one chains seventy-five links to the starting-point.