

Hon. D. A. M. Graham

AUCKLAND CITY COUNCIL (NEWMARKET LAND VESTING)

[LOCAL]

ANALYSIS

Title	3. Removal of restrictions and vesting of land as reserve
1. Short Title	4. Powers of District Land Registrar Schedules
2. Vesting of land and removal of restrictions	

A BILL INTITULED

An Act to release certain land in Newmarket vested in the Auckland City Council from certain statutory trusts, reservations, and restrictions

5 BE IT ENACTED by the Parliament of New Zealand as follows:

1. **Short Title**—This Act may be cited as the Auckland City Council (Newmarket Land Vesting) Act 1996.

10 2. **Vesting of land and removal of restrictions**—The land described in the First Schedule to this Act is hereby vested to all leases, licences, easements, liens, and encumbrances existing in respect of the land immediately before the commencement of this Act, but freed and discharged from all express or implied trusts, reservations, and restrictions imposed
15 by—

- (a) Section 14 of the Reserves and Other Lands Disposal Act 1951; or
- (b) Section 4 of the Reserves and other Lands Disposal Act 1926; or
- 20 (c) The Newmarket Borough Council (Car Park Development) Empowering Act 1981; or

No. 200—1

(d) The Newmarket Reserve Act 1878 Amendment Act 1886—

as the case may be, or expressed on any certificate of title to the said land.

3. Removal of restrictions and vesting of land as reserve—(1) The land described in the **Second** Schedule to this Act is hereby freed and discharged from all express or implied trusts, reservations, and restrictions imposed by—

(a) Section 14 of the Reserves and Other Lands Disposal Act 1951; or

(b) The Newmarket Reserve Act 1878 Amendment Act 1886—

as the case may be, or expressed on any certificate of title to the said land.

(2) The land described in the **Second** Schedule to this Act is hereby vested in the Auckland City Council as a reserve within the meaning of the Reserves Act 1977, and shall be held by that Council as a recreation reserve under section 17 of that Act.

(3) The provisions of the Reserves Act 1977 shall apply in respect of the land vested in the Auckland City Council under this section in the same manner as if that Council had, pursuant to section 14 of that Act, declared the land to be held as a recreation reserve under section 17 of that Act.

4. Powers of District Land Registrar—The District Land Registrar for the North Auckland Land Registration District is hereby authorised and directed to make all such entries in that Registrar's register, and do all such other things, as may be necessary to give effect to the provisions of this Act.

SCHEDULES

FIRST SCHEDULE

Section 2

1. All that piece of land containing 3821m², more or less, being Lot 1 on Deposited Plan 166035, and being all the land comprised and described in certificate of title 100B/973 (North Auckland Registry), shown marked B on S.O. Plan 68333, lodged in the office of the Chief Surveyor at Auckland.

2. All that piece of land containing 1859m², more or less, being part Allotment 33 of Section 4, Suburbs of Auckland, and being part of the land comprised and described in certificate of title 897/105 (North Auckland Registry), shown marked D on S.O. Plan 68333, lodged in the office of the Chief Surveyor at Auckland.

3. All that piece of land containing 595m², more or less, being part Allotment 33 of Section 4, Suburbs of Auckland, and being part of the land comprised and described in certificate of title 51/163 (North Auckland Registry), shown marked E on S.O. Plan 68333, lodged in the office of the Chief Surveyor at Auckland.

SECOND SCHEDULE

Section 3

1. All that piece of land containing 1382m², more or less, being Allotment 40 of Section 4, Suburbs of Auckland, and being the land comprised and described in the balance of certificate of title 1027/190 (North Auckland Registry), shown marked A on S.O. Plan 68333, lodged in the office of the Chief Surveyor at Auckland.

2. All that piece of land containing 1095m², more or less, being Allotment 33 of Section 4, Suburbs of Auckland, and being part of the land comprised and described in certificate of title 51/163 (North Auckland Registry), shown marked F on S.O. Plan 68333, lodged in the office of the Chief Surveyor at Auckland.

