

*Mr N. V. Douglas*

**AUCKLAND HARBOUR BOARD (RECLAMATIONS)  
EMPOWERING AMENDMENT**

[LOCAL]

ANALYSIS

Title  
1. Short Title  
2. Special Act  
3. Authority to reclaim  
4. Authority to develop

5. Authority for Board to transfer land  
to local authorities  
5A. Authority for Board to  
transfer land to local  
authorities  
6. Adjoining local authority  
Schedules

**A BILL INTITULED**

**An Act to amend the Auckland Harbour Board (Reclama-  
tions) Empowering Act 1967**

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

1. **Short Title**—This Act may be cited as the Auckland  
Harbour Board (Reclamations) Empowering Amendment Act  
1971, and shall be read together with and deemed part of  
10 the Auckland Harbour Board (Reclamations) Empowering  
Act 1967 (hereinafter referred to as the principal Act).

2. **Special Act**—This Act shall be deemed to be a special  
Act within the meaning of the Harbours Act 1950.

2            *Auckland Harbour Board (Reclamations)*  
                 *Empowering Amendment*

**3. Authority to reclaim**—The First Schedule to the principal Act is hereby amended by inserting, after Part V, the new Part VA set out in the First Schedule to this Act.

**4. Authority to develop**—The Second Schedule to the principal Act is hereby amended by inserting, after Part V, the new Part VA set out in the Second Schedule to this Act. 5

**5. Authority for Board to transfer land to local authorities**—The principal Act is hereby further amended by inserting, after section 5, the following section:

“5A. **Authority for Board to transfer land to local authorities**—10  
(1) Notwithstanding anything to the contrary in the Harbours Act 1950 or in any other Act, the Board may sell, exchange (and in respect of any such exchange may give or receive any money or other consideration for equality of exchange), transfer, or otherwise dispose of the whole or any 15  
part or parts of the areas described in the Second Schedule to this Act to the local authority having jurisdiction in the district adjoining any such land or, if such land has been reclaimed under the authority of this Act or any other Act, to the local authority in whose district the reclaimed land has been 20  
included pursuant to section 9 of this Act, for such industrial, commercial, or other purposes whatsoever as the Board may think fit, with or without consideration, and on such terms and conditions as may be agreed upon by the Board and such local 25  
authority, and the land shall thereupon vest in the local authority for an estate in fee simple without further authority than this subsection.

“(2) Any consideration, or money for equality of exchange, paid by a local authority to the Board for the sale or exchange of any land under subsection (1) of this section may be payable as an annual sum in perpetuity or may otherwise be for such amount or amounts payable at such time or times and in such manner as may be agreed upon by the Board and the local authority. 30

“(3) The consideration for any such sale, exchange, transfer, or other disposition, and all or any of the terms or conditions thereof agreed to may be evidenced by deed executed by the Board and the local authority which shall bind both parties accordingly. 35

“(4) Any money received by the Board pursuant to the sale or exchange of any land under subsection (1) of this section shall form part of the general funds of the Board.”

**6. Adjoining local authority**—For the purposes of section 9 of the principal Act the Waiuku Borough Council shall be deemed to be the local authority whose district adjoins the lands described in the First and Second Schedules to this Act.

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## SCHEDULES

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### FIRST SCHEDULE

Section 3

#### NEW PART VA OF FIRST SCHEDULE TO PRINCIPAL ACT

##### “PART VA

##### *Waiuku—Parts Waiuku River*

ALL those areas in the North Auckland Land District, being part of the tidal lands of the Manukau Harbour, situated in Block III, Maioro Survey District, containing a total of 8 acres 3 roods 39 perches, more or less, comprised in part certificate of title, Volume 9B, folio 1172, and comprising—

*First:* All that area containing 4 acres 2 roods 9 perches, more or less, as shown edged red on the plan numbered S.O. 47282 lodged in the office of the Chief Surveyor at Auckland.

*Secondly:* All that area containing 3 acres 2 roods 7 perches, more or less, as shown edged red on the plan numbered S.O. 46940 lodged in the office of the Chief Surveyor at Auckland.

*Thirdly:* All that area containing 2 roods 20 perches, more or less, as shown edged red on the plan numbered S.O. 47282 lodged in the office of the Chief Surveyor at Auckland.

*Fourthly:* All that area containing 1 rood 3 perches, more or less, as shown edged red on the plan numbered S.O. 47282 lodged in the office of the Chief Surveyor at Auckland.”

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4            *Auckland Harbour Board (Reclamations)*  
                 *Empowering Amendment*

Section 4

SECOND SCHEDULE

NEW PART VA OF FIRST SCHEDULE TO PRINCIPAL ACT

“PART VA

*Waiuku—Parts Waiuku River and Land Adjoining*

ALL those areas in the North Auckland Land District, being part of the tidal lands of the Manukau Harbour, situated in Block III, Maoro Survey District, containing a total of 11 acres 3 roods 5.17 perches, more or less, comprised in part certificate of title, volume 9B, folio 1172, comprising—

*First:* All those areas containing a total of 8 acres 3 roods 39 perches as described in the First Schedule.

*Secondly:* All those areas containing a total of 2 acres 3 roods 6 perches, more or less, as shown coloured green on the plan numbered S.O. 47282 lodged in the office of the Chief Surveyor at Auckland.

*Thirdly:* All that area containing 0.17 perches, more or less, as shown coloured green on the plan numbered S.O. 47282 lodged in the office of the Chief Surveyor at Auckland.

*Fourthly:* All that area in the North Auckland Land District being part Allotment 70A, Village of Waiuku, and reclaimed land, as shown on D.P. 21325, situated in Block III, Maoro Survey District, containing 1 rood 17 perches, more or less, comprised in certificate of title, Volume 475, folio 20, and as more particularly shown on the plan numbered S.O. 47282 lodged in the office of the Chief Surveyor at Auckland and thereon coloured yellow.”