

[AS REPORTED FROM THE LOCAL BILLS COMMITTEE]
House of Representatives, 23rd November, 1944

Mr. Macfarlane

CHRISTCHURCH HOSPITAL AMENDMENT

[LOCAL BILL]

ANALYSIS

Title.	3. Preservation of balance of trust.
Preamble.	4. Vesting of creek-bed.
1. Short Title.	Schedules.
2. Partial cancellation of trust.	

A BILL INTITULED

AN ACT to amend the Christchurch Hospital Act, 1887. Title.
WHEREAS by section three of the Christchurch Hos- Preamble.
pital Act, 1887, the lands described in the Third and
Fourth Schedules of *to* the said Act were vested in the
5 North Canterbury Hospital Board in trust for the
purposes of a kitchen-garden and of pleasure-gardens
and recreation-grounds respectively for the use of the
inmates of the Christchurch Hospital, and for no other
purpose: And whereas the said ~~North-Canterbury~~
10 ~~Hospital~~ Board desires to remodel its hospital buildings,
and for such purpose it is desired to use part of the
lands described in the Fourth Schedule of *to* the Christ-
church Hospital Act, 1887, and it is therefore necessary
to ~~release such part~~ *provide for the release of portion*
15 *of those lands* from the trusts of the said Act in
manner hereinafter set out: And whereas the creek
which forms the north boundary of the land described

in the First Schedule of to the Christchurch Hospital Act, 1887, and the north-east boundary of the land described in the Second Schedule of to the said Act, and the south boundary of the land described in the Third Schedule of to the said Act, and the south boundary of the land described in the Fourth Schedule of to the said Act no longer exists, and the said North-Canterbury Hospital Board desires to acquire that part of the land which formerly formed the bed of the said creek for an estate in fee-simple for the purposes of the Christchurch Hospital: 5 10

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

Short Title.

1. This Act may be cited as the Christchurch Hospital Amendment Act, 1944, and shall be read together with and deemed part of the Christchurch Hospital Act, 1887 (hereinafter referred to as the principal Act). 15

Struck out

2. The trusts mentioned in the principal Act in respect to the lands described in the *First* Schedule hereto are hereby cancelled and such land is hereby vested in the North Canterbury Hospital Board for an estate in fee-simple to be held by the said Board for the purposes of the Christchurch Hospital. 20 25

New

Provision for partial cancellation of trust.

2A. The Governor-General may in respect of so much of the land described in the Fourth Schedule to the principal Act as he thinks fit, not exceeding an area of one acre two roods and thirty-three perches, by Proclamation cancel the trusts mentioned in that Act, and may by the same or a subsequent Proclamation declare the land in respect of which the trusts are so cancelled to be vested in the North Canterbury Hospital Board for an estate in fee-simple to be held by the said Board for the purposes of the Christchurch Hospital. 30 35

Preservation of balance of trust.

3. The balance of the land described in the *Fourth* Schedule to the principal Act shall remain vested in the North Canterbury Hospital Board in trust for the purposes of pleasure-gardens and recreation-grounds for the use of the inmates of the aforesaid hospital, and for no other purpose, and so that the said Board shall not at any time erect or permit to be erected any 40

buildings or constructions of any kind thereon except such as may be approved by the ~~Domains~~ *Domain* Board having control of the lands in Hagley Park.

5 4. The land described in the ~~Second~~ Schedule hereto, being the dry bed of the hereinbefore-mentioned creek, is hereby vested in the North Canterbury Hospital Board for an estate in fee-simple to be held by the said Board for the purposes of the Christchurch Hospital.

Vesting of creek-bed.

New

10 5. The District Land Registrar of the Land Registration District of Canterbury is hereby directed and empowered to call in and endorse such titles, to make such entries in the Register, and generally to do all such things as may be necessary to give effect to the provisions of this Act and of any Proclamation issued under section *two* of this Act.

Correction of titles.

Struck out

<p>SCHEDULES</p> <hr/> <p><i>FIRST</i> SCHEDULE</p> <p>ALL that parcel of land containing 1 acre 2 roods 33 perches, or thereabouts, situated in the City of Christchurch, being part of Reserve 24, and being Lot 1 on plan prepared by Frank Lewis Davie, of Christchurch, registered surveyor, and certified by him on the 11th day of September, 1944, and intended to be lodged in the office of the Chief Surveyor at Christchurch.</p> <p><i>SECOND</i> SCHEDULE</p> <p>ALL that parcel of land containing 24 perches, more or less, being Lot 3 on plan prepared by Frank Lewis Davie, of Christchurch, registered surveyor, certified by him on the 11th day of September, 1944, and intended to be lodged in the office of the Chief Surveyor at Christchurch.</p>
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Schedules.

Schedule.

New
SCHEDULE

ALL that area in the Canterbury Land District, containing by admeasurement 24 perches, more or less, and being part of Reserve 24, situated in the City of Christchurch, and bounded as follows: towards the south generally by other part of Reserve 24 defined as the southern edge of the dry bed of a creek forming the northern boundary of the Christchurch Hospital site as described in the First and Second Schedules to the Christchurch Hospital Act, 1887, a distance of approximately 1440·0 links; towards the north-west by other part of Reserve 24 defined by a right line bearing $13^{\circ} 52'$, distance 7·0 links; towards the north generally by other part of Reserve 24 defined as the northern edge of the dry bed of a creek forming the northern boundary of the Christchurch Hospital site as described in the First and Second Schedules to the Christchurch Hospital Act, 1887, aforesaid, distances of approximately 272·0 links, 247·0 links, and 912·0 links, to the River Avon; and again towards the east by the River Avon. As the same is more particularly delineated on the plan marked L. and S. 1/562c, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.