

[AS REPORTED FROM THE LOCAL BILLS COMMITTEE.]
House of Representatives, 24th October, 1913.

Mr. MacDonald.

GISBORNE BOROUGH AND HARBOUR BOARD LANDS
EXCHANGE AND EMPOWERING.

[LOCAL BILL.]

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A BILL INTITULED

AN ACT to enable the Gisborne Borough Council and the Gisborne Harbour Board to effect an Exchange of certain Lands. Title.

Struck out.

5 WHEREAS the pieces of lands described in the *First* Schedule hereto are vested in the Mayor, Councillors, and Burgesses of the Borough of Gisborne (hereinafter called "the Borough Council") in trust for various purposes for the Borough of Gisborne: And whereas the pieces of land described in the *Second* Schedule hereto are vested in the Gisborne Harbour Board, a body corporate duly created by Act of Parliament (hereinafter called "the Harbour Board") in trust for various purposes for the Harbour District of Poverty Bay: And whereas the Borough Council is desirous of exchanging the lands described in the *First* Schedule for the lands described in the *Second* Schedule hereto, and the Harbour Board has agreed to such exchange: And whereas the Borough Council is desirous of leasing part of the said land to the Gisborne Fire Board for fire-brigade purposes: And whereas

Preamble.

20 WHEREAS the Borough Council recently took a poll of the ratepayers of the Borough of Gisborne, and carried a proposal to borrow four thousand nine hundred and fifty pounds for the purpose of erecting a bridge across the Waimata River from McLean Street to Hurahura Road, and a Commissioner was appointed to report what amount should be contributed by the various local bodies interested in the said bridge: And whereas on such report the Cook County Council was ordered to contribute one-sixth of the cost thereof and the Borough Council the remaining five-sixths: And whereas it is now considered that the bridge would serve the public of Gisborne more conveniently if it were erected across the said river from Ormond Road to Rutene Road:

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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 Gisborne Borough and Harbour Board Lands Exchange and Empowering Act, 1913. 5

Vesting of land described in First Schedule.

2. (1.) On the passing of this Act the pieces of land described in the *First* Schedule hereto shall, without any conveyance or other assurance, vest in the Gisborne Harbour Board, upon the same trusts as other lands are held by that body.

Vesting of land described in Second Schedule.

(2.) On the passing of this Act the pieces of land described in the *Second* Schedule hereto shall, without any conveyance or other assurance, vest in the Mayor, Councillors, and Burgesses of the Borough of Gisborne, upon the same trusts as other lands are held by that body. 10

Power to lease land described in Second Schedule.

3. It shall be lawful for the Borough Council, *with the consent of the electors of the Borough of Gisborne (ascertained in the manner provided by the Local Elections and Polls Act, 1913)*, to lease any part of the said land mentioned in the *Second* Schedule hereto for such term *not exceeding twenty-one years, with a right of renewal for a further term not exceeding twenty-one years*, and upon such conditions as the Borough Council and the Gisborne Fire Board may agree upon. 15 20

Power to expend loan on certain purposes.

4. It shall be lawful for the Gisborne Borough Council, out of moneys raised by it as loan for the purpose of building a bridge over the Waimata River from McLean Street to Hurahura Road, to build a bridge over that river from Ormond Road to Rutene Road; and the proportions of one-sixth to be paid by the Cook County Council and five-sixths by the Borough Council as ordered to be paid in respect of the first-mentioned bridge shall be paid ~~by these bodies for~~ *in respect of the last-mentioned bridge by the said Borough Council.* 25 30

Power to expend surplus moneys.

5. Any surplus moneys remaining out of the loan raised for the purpose of building the said bridge may be ~~utilized in maintaining and repairing other bridges within the Borough of Gisborne~~ *expended on or towards the construction of any public work which the Borough Council is authorized to undertake, or in or towards the repayment of the loan.* 35

Borough Council permitted to use land necessary for construction, &c., of bridge across Turanganui River.

6. The Borough Council shall be permitted the full and uninterrupted use and enjoyment of so much land as may be mutually agreed upon between the Borough Council and the Gisborne Harbour Board in writing under their respective seals as may be necessary for the construction and erection and purposes incidental thereto of a new bridge to span the Turanganui River connecting the terminus of Gladstone Road with the Wainui Road, either on the same site as the present bridge or contiguous thereto. 40

Land to be vested in Borough Council for road purposes.

7. The Borough Council shall have vested in it for road purposes an area of land a chain in width fronting the works of the Gisborne Sheep-farmers' Frozen Meat Company (Limited) at Kaiti, but any part of such area as extends on to woodworks or wharve shall be repaired and maintained by the Gisborne Harbour Board. 45

SCHEDULES.

Schedules.

FIRST SCHEDULE.

1. *Lot 1 (Red)*.—All that area in the Borough of Gisborne containing by admeasurement 3 perches, and bounded as follows: Commencing at peg on west side of road opposite peg "J" on plan deposited in the Survey Office at Gisborne under No. 1357; thence north-easterly along road, 50 links; thence south-westerly along original high-water mark to road; and thence north-easterly along road to commencing-point, 279.4 links.

2. *Lot 2 (Red)*.—All that area in the Borough of Gisborne containing by admeasurement 1 rood 2 perches, and bounded as follows: Commencing at point on west side of road 50 links distant from peg mentioned in description of Lot 1 (red) on said deposited plan No. 1357; thence along road, 310.07 links and 180 links; and thence southerly and bounded by original high-water mark to commencing-point.

3. *Lot 3 (Red)*.—All that area in the Borough of Gisborne containing by admeasurement 8 perches, and bounded as follows: Commencing at point in description of Lot 1 (green) on said deposited plan No. 1357, being distant 41 links north of commencing-point of said Lot 1 (green); thence northerly along western side of road, 238 links; and thence southerly and bounded by original high-water mark to commencing-point.

4. *Lot 4 (Red)*.—All that area in the Borough of Gisborne containing by admeasurement 6 perches, and bounded as follows: Commencing at point on west side of road in description of Lot 2 (green) on said deposited plan No. 1357, being north side of Kopuawahakapata Creek; thence northerly along road, 240 links; and thence southerly along original high-water mark to commencing-point.

5. *Lot 5 (Red)*.—All that area in the Borough of Gisborne containing by admeasurement 1 rood 33 perches, and bounded as follows: Commencing at point in description of Lot 5 (green) on said deposited plan No. 1357, being 280 links from commencing-point; thence north-easterly, 82 links; thence northerly, 75 links, 340 links, 299 links, 373 links, and 387 links; thence north-westerly to east side of Read's Quay, 15 links; and thence generally southerly to commencing-point, 657.18 links, 859.15 links, and 58.9 links.

6. *Lot 6 (Red)*.—All that area in the Borough of Gisborne containing by admeasurement 1.3 perches, and bounded as follows: Commencing at point on breastwork 30 links north-west of peg 2b on said deposited plan No. 1357; thence north-easterly 27 links, north-westerly 80 links; and thence south-easterly to commencing-point, 100 links.

7. *Lot 7 (Red)*.—All that area in the Borough of Gisborne containing by admeasurement 3 perches, and bounded as follows: Commencing at point in description of Lot 7 (green) on said deposited plan No. 1357, 180 links from commencing-point; thence north-westerly, 105 links and 300 links; and thence south-easterly to commencing-point, 102 links, 218 links, and 80 links.

8. *Lot 8 (Red)*.—All that area in the Borough of Gisborne containing by admeasurement 0.6 perch, and bounded as follows: Commencing at point in description of Lot 9 (green) on plan deposited in the Survey Office at Gisborne under No. 1358, being 1233 links distant from corner; thence by original high-water mark to north-west side of road; and thence north-easterly along road to commencing-point, 63 links.

SECOND SCHEDULE.

1. *Lot 1 (Green)*.—All that area in the Borough of Gisborne containing by admeasurement 1 perch, and bounded as follows: Commencing at point in description of Lot 2 (red) on plan deposited in the Survey Office at Gisborne under No. 1357, being 180 links north of road-peg; thence ~~generally westerly and northerly easterly and north-westerly~~ and bounded by original high-water mark to road; and thence southerly along west side of road to commencing-point, 41 links.

2. *Lot 2 (Green)*.—All that area in the Borough of Gisborne containing by admeasurement 20 perches, and bounded as follows: Commencing at ~~each east side~~

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of road on northern side of Kopuawhakapata Creek on said deposited plan No. 1357; thence ~~westerly~~ northerly, 134 links, to original high-water mark on north bank of said creek; thence generally westerly along said creek and by original high-water mark to opposite side of road; thence southerly along road, 100 links; and thence easterly across road to commencing-point, 121·25 links.

3. *Lot 3 (Green).*—All that area in the Borough of Gisborne containing by admeasurement 2 perches, and bounded as follows: Commencing at point on western side of road in description of Lot 4 (red) on said deposited plan No. 1357, being 240 links distant from commencing-point; thence along original high-water mark to point opposite iron peg No. 8 B; thence north-westerly, 30 links; and thence southerly to commencing-point, 156·2 links.

4. *Lot 4 (Green).*—All that area in the Borough of Gisborne containing by admeasurement 1 perch, and bounded as follows: Commencing at point on Read's Quay on said deposited plan No. 1357, and thence easterly, 8 links; thence northerly, 160·76 links; and thence south-easterly and bounded by Read's Quay to commencing-point, 160 links.

5. *Lot 5 (Green).*—All that area in the Borough of Gisborne containing by admeasurement 2·6 perches, and bounded as follows: Commencing at point in description of Lot 4 (green) on deposited plan No. 1357, being 160·76 links from commencing-point; thence north-easterly, 320 links; and thence south-westerly to commencing-point, 45 links and 280 links.

6. *Lot 6 (Green).*—All that area in the Borough of Gisborne containing by admeasurement 13 perches, and bounded as follows: Commencing at point on east side of Read's Quay on said deposited plan No. 1357, being continuation of north side of Gladstone Road; thence south-easterly, 40 links; north-easterly and bounded by breastwork to peg 2B, 379·12 links and 30·29 links; thence north-westerly, 30 links; and thence south-westerly to commencing-point, 98 links and 332·3 links.

7. *Lot 7 (Green).*—All that area in the Borough of Gisborne containing by admeasurement 0·85 perch, and bounded as follows: Commencing at point in description of Lot 6 (red) on said deposited plan No. 1357, 30 links, 27 links, and 80 links from peg 2B; thence north-westerly, 180 links; and thence south-easterly to commencing-point, 145 links and 36 links.

8. *Lot 8 (Green).*—All that area in the Borough of Gisborne containing by admeasurement 2 roods 32 perches, and bounded as follows: Commencing at point in description of Lot 7 (red) on said deposited plan No. 1357, 105 links and 300 links distant from commencing-point; thence north-westerly along Taruheru River 787·05 links; thence north-easterly along line of bridge, 32·24 links; thence north-westerly along Taruheru River 868·02 links, to north-west side of Bright Street; thence south-westerly to peg 19; and thence south-easterly to commencing-point, 375, 373, 265, 200, 160, and 160 links.

9. *Lot 9 (Green).*—All that area in the Borough of Gisborne containing by admeasurement 1 rood 38 perches, and bounded as follows: Commencing at point near north-west side of Esplanade, distant 71·7 links from iron peg on plan deposited in the Survey Office at Gisborne under No. 1358; thence north-westerly, 3·3 links and 12·93 links; thence south-westerly along north-west side of road opposite Blockyard, 1233 links; thence north-easterly along original high-water mark to commencing-point.

10. *Lot 10 (Green).*—All that area in the Borough of Gisborne containing by admeasurement 3 roods 35 perches, and bounded as follows: Commencing at intersection of original high-water mark and road-line at Lot 8 (red) on said deposited plan No. 1358; thence north south-westerly along side of road and septic-tank reserve, 80, 295·98, 289·74, 152·4, 116·15, and 315 links; thence south-easterly along high-water mark to iron peg; thence north-easterly towards iron pipe H8, 62 links; and thence north-easterly along original high-water mark to commencing-point.

11. *Lot 11 (Green).*—All that area in the Borough of Gisborne containing by admeasurement 12 perches, and bounded as follows: Commencing at point on Lot 3 (red) on said deposited plan No. 1357, distant 238 links from commencing-point; thence north-easterly by southern bank of the Kopuawhakapata Creek to east side of road; thence northerly along road, 10 links; thence westerly across road, 121·25 links and thence southerly along road to commencing-point, 110 links.