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Mr. Beetham.

MASTERTON AND GREYTOWN LANDS MANAGEMENT ACTS AMENDMENT.

ANALYSIS.

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| <p>Title.
Preamble.
1. Short Title.
2. Repeal of section 3 of "The Masterton and Greytown Lands Management Act, 1871," and section 2 of amending Act of 1876. Provision in lieu thereof.
3. Repeal of section 24 of said Act.
4. Land in Second Schedule of said Act, and Town Acre No. 42, vested in Trustees of Masterton town lands.</p> | <p>5. Section 13 of said Act amended.
6. Repeal of section 15 of said Act. Disqualification.
7. Section 6 re-enacted.
8. Masterton Trustees may convey to Government site for courthouse.
9. Masterton Trustees may convey to Greytown Trustees reserve of forty-eight acres in Greytown.</p> |
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A BILL INTITULED

AN ACT to amend "The Masterton and Greytown Lands Management Act, 1871," and the Acts amending the same. Title.

WHEREAS in the preamble to "The Masterton and Greytown Lands Management Act, 1871" (hereinafter called "the said Act"), it is recited that certain lands were vested in one Charles Rooking Carter for the formation of a settlement upon the principle of a small-farm association, and that the lands, ~~part thereof~~ described in the Schedules to the said Act, were set apart for public purposes for the services of the said settlement: And whereas a certain acre of land, numbered forty-two on the plan of the Township of Masterton, formed part of the land vested in the said Charles Rooking Carter, and was part of the land set apart for the public services of the said settlement, but, through accident, was omitted from the Second Schedule to the said Act: And whereas it is expedient to amend the said Act so as to vest the fee-simple of the said Town Acre number forty-two in the present Trustees of the Masterton town lands (~~hereinafter called "the said Trustees"~~) and their successors, subject to and upon the same trusts as the lands mentioned in the Second Schedule to the said Act are vested: *subject:* And whereas it is expedient to amend the said Act and "The Masterton and Greytown Lands Management Act 1871 Amendment Act, 1877," and other Acts amending the same, as hereinafter mentioned: Preamble.

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

1. The Short Title of this Act is "The Masterton and Greytown Lands Management Acts Amendment Act, 1883." Short Title.

*Masterton and Greytown Lands Management Acts
Amendment.*

Repeal of section 3 of "The Masterton and Greytown Lands Management Act, 1871," and section 2 of amending Act of 1876.

Provision in lieu thereof.

Repeal of section 24 of said Act.
Land in Second Schedule of said Act, and Town Acre No. 42, vested in Trustees of Masterton town lands.

2. Section three of the said Act and section two of "The Masterton and Greytown Lands Management Act, 1876," are hereby repealed, and the provisions of this section substituted in lieu thereof, and are to be read and interpreted as if originally inserted and forming part of the said Acts. The lands and hereditaments mentioned in the First Schedule to the said Act and in the Schedule to "The Masterton and Greytown Lands Management Act 1871 Amendment Act, 1876," which became vested in the persons therein respectively mentioned as joint tenants in fee-simple, shall cease to vest in the persons and Trustees therein mentioned, and shall, on the passing of this Act, vest without conveyance in James Baillie, W. C. Cuff, S. Haigh, G. Wyett, and F. H. Wood, Walter Collier Cuff, Sam Haigh, George Wyett, Frederick Henry Wood, and Richard Bright, all of Greytown, and their successors duly elected under the provisions of the said Act and Acts amending the same as joint tenants upon the trusts mentioned in the said Act, all of whom, with their successors, are in this Act called the "Greytown Trustees": Provided that all acts done under the portions of the said Act and "The Masterton and Greytown Lands Management Act 1871 Amendment Act, 1876," hereby repealed before the passing of this Act, shall be valid, as if this Act had not been passed.

3. Section twenty-four of the said Act is hereby repealed.
4. The lands and hereditaments mentioned in the Second Schedule to the said Act, and all the estate and interest therein which became vested in the persons mentioned in section twenty-four of the said Act, as joint tenants in fee-simple, shall cease to vest in the persons and trustees therein mentioned, and the fee-simple in same, together with the fee-simple in town acre forty-two aforesaid, shall, on the passing of this Act, shall vest without conveyance in Edwin Feist, Samuel Edward Gapper, Robert Hare, William Wilson McCardle, Walter Perry, and Alfred Bish, all of Masterton, and their successors duly elected under the provisions of the said Act and the Acts amending the same, as joint tenants upon the trusts mentioned in the said Act, all of whom, with their successors, are in this Act called the "Masterton Trustees": Provided that all acts done before the passing of this Act under the provisions of the portion of the said Act hereby repealed before the passing of this Act shall be as valid as if this Act had not been passed.

Proviso to be added at the end of Clause 4.

Provided, further, that all rents and profits derived from the leasing of town acres numbered forty-two, one hundred and six, and one hundred and eleven shall be applied by the Masterton trustees in the following manner:—

In providing an annual picnic for the children attending the schools in the Masterton and Fernridge school districts as at present constituted; such picnic to be given on such day and at such places as the said trustees shall deem advisable. Any surplus arising from such rents and profits, after providing for the objects aforesaid, shall be apportioned by the trustees between the said schools for the purpose of providing scholarships or prizes for the children attending such schools.

5 5. Section thirteen of the said Act is hereby amended by inserting and substituting the word "last" for the word "first," wherever it appears in the said section.

Section 13 of said Act amended.

6. Section fifteen of the said Act is hereby repealed, and the provisions of this section substituted:—

Repeal of section 15 of said Act.

10 If any of the Greytown Trustees shall die, or, by writing under his hand, delivered to the Greytown Trustees at a meeting, shall resign his office, or cease for six calendar months to reside in the Township of Greytown, or become bankrupt, or execute a deed of composition with his creditors, or absent himself without leave from three consecutive meetings of the Greytown Trustees, or from any other cause than that of going out of office by rotation, *his office shall thereupon become vacant, and the remaining Trustees shall, within*

15 *one month from the happening occurrence of such vacancy, elect (if the Greytown Trustees shall think it necessary so to do so) another Trustee in his place, to hold office until the end of the then current year and no longer: Provided that, when such person is elected by the persons on the voters' list, he shall continue in office only so long as the person in whose place he is elected would have been entitled to*

20 *continue in office.*

Disqualification.

7. Section six of this Act shall be deemed to be re-enacted, substituting the word "Masterton" for "Greytown" wherever it appears in the said section.

Section 6 re-enacted.

25 8. It shall be lawful for the Masterton Trustees to convey to the Government, for Her Majesty the Queen, to be held and used as a site for a courthouse in Masterton, part of town acre number two on the plan of the said town, adjoining that part of town acre number two already conveyed to Her Majesty, and measuring ninety feet frontage to Hall Street, with a depth of one hundred and thirty-two feet.

Masterton Trustees may convey to Government site for courthouse.

30 9. ~~It shall be lawful for the~~ The Masterton Trustees ~~to~~ shall sell and convey to the Greytown Trustees all the interest of the Masterton Trustees in the reserve of forty-eight acres in Greytown, as mentioned in the said Act and in the First Schedule thereof, for the sum of two hundred and fifty pounds, such land and money to be appropriated for

35 ~~the uses of the trust to be dealt with by the Greytown Trustees, and the money to be invested in real property by the Masterton Trustees for the uses of their respective trusts as in the said Act provided.~~

Masterton Trustees may convey to Greytown Trustees reserve of forty-eight acres in Greytown.

Struck out.

10. Notwithstanding anything to the contrary contained in section four of "The Masterton and Greytown Lands Management Act 1871 Amendment Act, 1877," or in the deed of conveyance hereinafter mentioned, it shall be lawful for the Masterton Public Library Trustees, and they are hereby empowered, to sell and dispose of and execute a conveyance in fee-simple to the Mayor, Councillors, and Burgesses of the Borough of Masterton and their successors, for the purposes of a public library established under the provisions of "The Public Libraries Act, 1869," of part of Town Acre number one hundred and four on the plan of the Township of Masterton; bounded towards the North-west by a public road, one hundred and fifty links; towards the South-east by other part of the said acre, set apart to the Corporation of the Borough of Masterton for the purpose of widening the

public road adjoining thereto, four hundred and seventy five links ; towards the South-west by other part of the said town acre, conveyed to the said Corporation for the purposes aforesaid, one hundred and fifty links; and towards the North-west by Town Acre one hundred and six on the said plan, four hundred and seventy-five links : be the same several measurements and each and every of them a little more or less ; vested in the Masterton Public Library Trustees, upon the trusts mentioned in a deed of conveyance of same from the then Trustees of the Masterton Town Lands, dated the twenty-fourth day of March, one thousand eight hundred and seventy-nine ; registered number forty-one thousand three hundred and ninety-four : And the said piece of land shall vest in the Mayor, Councillors, and Burgesses of Masterton, and their successors, for the purposes and with the powers mentioned in "The Public Libraries Act, 1869."

New Clause.

10. Notwithstanding anything to the contrary contained in section four of "The Masterton and Greytown Lands Management Act 1871 Amendment Act, 1877," or in the deed of conveyance hereinafter mentioned, all the part of town acre numbered one hundred and four on the official map or plan of the Township of Masterton, heretofore vested in the Masterton Public Library Trustees by a deed of conveyance dated the twenty-fourth day of March, one thousand eight hundred and seventy-nine (registered number, forty-one thousand three hundred and ninety-four), shall, upon the passing of this Act, absolutely vest in the Mayor, Councillors, and Burgesses of Masterton and their successors, for the purposes of a Public Library, with the powers mentioned in and subject to the provisions of "The Public Libraries Act, 1869."