

[AS REPORTED FROM THE MAORI AFFAIRS COMMITTEE]

*House of Representatives, 2 October 1975.*

Words struck out by the Committee are shown with black rule at beginning and after last line; words inserted are shown with double rule before first line and after last line.

*Hon. Mr Rata*

## MAORI PURPOSES

### ANALYSIS

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| <p>Title</p> <p>1. Short Title</p> <p style="text-align: center;"><b>PART I</b></p> <p style="text-align: center;"><b>AMENDMENTS TO MAORI AFFAIRS ACT 1953</b></p> <p>2. This Part to form part of the Maori Affairs Act 1953</p> <p>3. Extending class of persons who may receive an interest in land under a vesting order</p> <p>4. Valuations for renewals of leases</p> <p>5. Establishing quorum for exchange of land</p> <p>6. Additional provision for re-transfer of shares in Maori incorporations</p> <p>7. Incorporations may accept trusts</p> <p style="text-align: center;"><b>PART II</b></p> <p style="text-align: center;"><b>MISCELLANEOUS AMENDMENTS TO MAORI LEGISLATION</b></p> <p>8. Sale of reserved land and vested land to lessees abolished</p> <p>9. Revesting of land in owners</p> <p>10. Owners of Maori reserved land may be constituted as incorporations</p> <p style="padding-left: 2em;">15A. Constitution of Maori incorporations to administer reserved land</p> <p>11. Assurance Fund abolished</p> <p>12. Ngaitahu Trust Board beneficiaries</p> | <p>13. Maori Wardens</p> <p>14. District Maori Councils may recognise Maori societies</p> <p>15. Alteration of term "European land" to "General land"</p> <p>16. Status of land of Maori incorporations</p> <p style="text-align: center;"><b>PART III</b></p> <p style="text-align: center;"><b>ESTABLISHING INCORPORATIONS FOR RANGATIRA BLOCKS</b></p> <p>17. Purpose of this Part</p> <p>18. Interpretation</p> <p>19. Cancellation of orders</p> <p>20. Incorporating owners of Rangatira Blocks</p> <p>21. Part IV of Maori Affairs Amendment Act 1967 applied</p> <p>22. Preparation of lists of shareholders</p> <p>23. Preparation of valuations</p> <p>24. Objections to lists of shareholders</p> <p>25. Holding of meeting to elect committee of management</p> <p>26. Amalgamation of titles</p> <p>27. Costs of previous trustees and others</p> <p>28. Proceedings in Courts deemed of no effect</p> <p>29. Amalgamation of Rangatira B616 with Rangatira E</p> <p>30. Implementation of this Part of this Act</p> <p style="text-align: center;">Schedules</p> |
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### A BILL INTITULED

**An Act to amend the law relating to Maoris and Maori land, and for other purposes**

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

No. 101—2

**1. Short Title**—This Act may be cited as the Maori Purposes Act 1975.

## PART I

### AMENDMENTS TO MAORI AFFAIRS ACT 1953

**2. This Part to form part of the Maori Affairs Act 1953**— 5  
This Part of this Act shall be read together with and deemed part of the Maori Affairs Act 1953\*.

**3. Extending class of persons who may receive an interest in land under a vesting order**—(1) Section 213 of the Maori Affairs Act 1953 (as substituted by section 28 of the Maori Affairs Amendment Act 1974) is hereby amended by repealing paragraph (a) of subsection (1), and substituting the following paragraph: 10

“(a) A Maori who is—

“(i) A beneficial owner of the land; or 15

“(ii) A child or remoter issue of a beneficial owner of the land; or

“(iii) A brother, sister, or parent of a beneficial owner of the land; or

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“(iv) A brother or sister of a parent of a beneficial owner of the land, a child or remoter issue of such a parent, or a brother or sister of such a parent:”.

*New* 25

“(iv) A brother or sister of a parent of a beneficial owner of the land; or

“(v) A child or remoter issue of a parent of a beneficial owner of the land or a child or remoter issue of a brother or sister of any such parent:” 30

(2) Section 213 of the Maori Affairs Act 1953 (as so substituted) is hereby further amended by inserting in subsection (1), after paragraph (c), the following paragraph:

“(d) A Maori Trust Board within the meaning of section 2 of the Maori Trust Boards Act 1955.” 35

**4. Valuations for renewals of leases**—(1) Section 249A of the Maori Affairs Act 1953 (as inserted by section 21 of the Maori Purposes Act 1959) is hereby amended by repealing subsection (1), and substituting the following subsection:

\*Reprinted, 1968, Vol. 3, p. 2199

Amendments: 1969, No. 127 (Part I); 1970, No. 120 (Part I); 1972, No. 135 (Part I); 1973, No. 106 (Part I); 1974, No. 73; 1974, No. 144 (Part I)

“(1) Where any lease of Maori freehold land or of European land owned by Maoris contains a provision for the revision of the rent during the term of the lease or for a right of renewal for a further period of years and the basis for the computation of the revised rent or the rent for the renewed period is expressed to be a special Government valuation of the land comprised in the lease, the provisions of this section shall apply to the making of any such valuation.”

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10 (2) The said section 249A (as so inserted) is hereby further amended—

(a) By inserting in subsection (3), after the words “revision of the rent”, the words “or the renewal of the lease, as the case may require,”;

15 (b) By inserting in subsection (4), after the words “revising the rent”, the words “or renewing the lease, as the case may require,”.

**5. Establishing quorum for exchange of land**—Section 309 of the Maori Affairs Act 1953 (as amended by section 4 of the Maori Purposes Act 1967 and by section 36 (1) of the Maori Affairs Amendment Act 1974) is hereby further amended by inserting, after subsection (6F), the following subsection:

25 “(6G) Where the proposed resolution for consideration is for the alienation of any land by way of exchange, whether with or without a sum of money by way of equality of exchange, the quorum for the meeting shall be the quorum provided by subsection (6D) of this section.”

**6. Additional provision for re-transfer of shares in Maori incorporations**—Section 41 of the Maori Affairs Amendment Act 1967 is hereby amended by inserting in paragraph (b) of subsection (4), after the words “from whom the shares”, the expression “or land interests represented by the shares”.

**7. Incorporations may accept trusts**—The Maori Affairs Amendment Act 1967 is hereby amended by inserting, after section 43, the following section:

35 “43A. Notwithstanding anything in any other provision of this Act, a Maori incorporation may accept and hold or otherwise deal with any property upon trust for the benefit of the shareholders or any of them or for the benefit of any group of persons which includes any such shareholders. Any  
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property held by an incorporation pursuant to this section shall be dealt with in accordance with the terms of the trust and shall not be deemed to be an asset of the incorporation for the general purposes of this Part of this Act."

## PART II

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### MISCELLANEOUS AMENDMENTS TO MAORI LEGISLATION

**8. Sale of reserved land and vested land to lessees abolished**—The following enactments are hereby repealed, namely:

- (a) Sections 9A, 9B, and 10 (1) (c) of the Maori Reserved Land Act 1955:
- (b) Section 41E (1) (a) of the Maori Trustee Act 1953:
- (c) Sections 4A (1) (c) and 61A of the Maori Vested Lands Administration Act 1954:
- (d) Sections 152, 155, and 156 of the Maori Affairs Amendment Act 1967:
- (e) Section 13 of the Maori Purposes Act 1970.

**9. Revesting of land in owners**—Section 14 of the Maori Reserved Land Act 1955 is hereby amended by adding the following subsections:

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"(4) The rights, duties, and obligations of the Maori Trustee under any leases granted or administered by him pursuant to this Act shall, upon the vesting by an order under this section of the land comprised in any such lease, be exercisable by and enforceable against the legal owner or owners for the time being of the land, and all the provisions of the lease and any provisions of this Act incorporated in the lease, either directly or by reference, and relating to the service of notices and the making of applications and the like, upon, to, or by the Maori Trustee shall be read accordingly.

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"(5) Notwithstanding the foregoing provisions of this section, the Court, if it thinks fit, instead of vesting land in the beneficial owners, may make an order in terms of section 438 of the Maori Affairs Act 1953 vesting the land in a trustee or trustees (including, if the Court thinks fit, a Maori Trust Board under the Maori Trust Boards Act 1955) upon the trusts declared in a separate order pursuant to that section."

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**10. Owners of Maori reserved land may be constituted as incorporations**—The Maori Reserved Land Act 1955 is hereby amended by inserting, after section 15, the following section:

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“15A. **Constitution of Maori incorporations to administer reserved land**—(1) The Governor-General may from time to time, by Order in Council, constitute the beneficial owners of any one or more parcels of reserved land, a Maori incorporation under Part IV of the Maori Affairs Amendment Act 1967, from a date to be specified in the Order. Every such Order in Council shall specify the objects for which the incorporation is constituted and shall take effect according to its tenor as if an order of incorporation under section 29 of that Act had been made in respect of the land by the Court, and, except as otherwise provided in this section, all the provisions of Part IV of that Act shall, with all necessary modifications, apply accordingly.

“(2) On application by the Maori Trustee at any time after the constitution of a Maori incorporation pursuant to subsection (1) of this section, the Court shall fix a time and place for the holding of a general meeting of shareholders to determine the number of members to comprise the committee of management and to nominate a committee accordingly. The Court shall direct the Registrar to summon the meeting and shall specify the way in which notice is to be given and shall appoint a chairman. Unless the Court fixes some other quorum, the quorum for the meeting shall be determined in accordance with section 63 (9) of the Maori Affairs Amendment Act 1967 and the provisions of the Maori Incorporations Regulations 1969 relating to general meetings of shareholders, shall with all necessary modifications, apply accordingly.

“(3) The chairman of the meeting held pursuant to subsection (2) of this section shall report the results of the meeting to the Court and shall apply to the Court to fix the number of members of the committee of management and appoint members accordingly.

“(4) Notwithstanding the provisions of Part IV of the Maori Affairs Amendment Act 1967, the fee simple of the land specified in any Order in Council made under subsection (1) of this section shall not by reason of that Order or the constitution of the incorporation pass to the incorporation, but the incorporation shall be entitled to have that land transferred to it in accordance with subsection (6) of this section. All land so transferred shall, on the registration of the transfer, cease to be reserved land within the meaning of this Act.

“(5) Where the beneficial owners of any reserved land are constituted under this section as a Maori incorporation, the Maori Trustee shall, until that land is transferred by him to the corporation pursuant to subsection (6) of this section, continue to hold it and to receive and deal with all money payable to him in respect of it, but shall do so as trustee and agent of the incorporation as so constituted. The Maori Trustee may continue to charge fees, expenses, and commission in respect of his administration of the land and money.

“(6) The Maori Trustee, at the request of the committee of management of any Maori incorporation constituted pursuant to this section, shall transfer to the incorporation all the incorporation land, subject to all leases, licences, charges, and other encumbrances, and shall pay to the incorporation any money held by him and arising from the incorporation land, whether the money is held in gross as it has been received or is on behalf of an individual beneficial owner to whom it has been allocated. The Maori Trustee shall at the same time hand over to the incorporation all records held by him relating to the land and to any dealings therewith, and all necessary records relating to the money paid over by him to the incorporation.

“(7) All land transferred to a Maori incorporation pursuant to this section and all land subsequently vested in the incorporation by whatever means shall, whatever its status immediately before the transfer or vesting be, in the hands of the incorporation, Maori freehold land as if a declaration to that effect had been made by the Court under section 31 (3) of the Maori Affairs Amendment Act 1967.

“(8) The Registrar of the Maori Land Court shall in respect of each incorporation constituted pursuant to this section make the necessary entries in the register of Maori incorporations kept by him pursuant to section 64 of the Maori Affairs Amendment Act 1967.

“(9) The provisions of section 14 (4) of this Act shall apply to any current leases over land transferred to a Maori incorporation pursuant to this section.

“(10) Every memorandum of transfer from the Maori Trustee to a Maori incorporation constituted pursuant to this section shall be and be deemed to be a transfer from a trustee to the beneficiaries personally entitled in possession under the trusts administered by him, and no such transfer shall be subject to confirmation by the Maori Land Court.”

**11. Assurance Fund abolished**—(1) Section 34 of the Maori Trustee Act 1953 is hereby repealed.

(2) All money and investments which on the commencement of this Act are standing to the credit of the Assurance Fund established under section 34 of the Maori Trustee Act 1953 shall thereupon be transferred to and used for the ordinary purposes of the General Purposes Fund.

**12. Ngaitahu Trust Board beneficiaries**—Section 6 of the Maori Trust Boards Act 1955 (as amended by section 16 of the Maori Purposes Act 1966) is hereby amended by omitting from subsection (9) the words “within two years commencing with the first day of January, nineteen hundred and sixty-seven”.

**13. Maori Wardens**—(1) The Maori Welfare Act 1962 is hereby amended by repealing section 7 (as amended by section 13 (1) of the Maori Purposes Act 1969), and substituting the following section:

“7. (1) For the purposes of this Act the Minister may from time to time appoint in respect of any Maori Council District one or more Maori Wardens to carry out duties in that district.

“(2) No person shall be appointed or reappointed a Maori Warden in respect of any Maori Council District unless he is a Maori residing in that district who has been nominated for appointment or reappointment by the District Maori Council for that district.

“(3) Every Maori Warden shall be appointed for a term of 3 years, but may from time to time be reappointed. The Secretary shall have power to reappoint any person as a Maori Warden in respect of any Maori Council District in accordance with a recommendation to that effect by the District Maori Council for that district.

“(4) The Minister, may at any time, on the recommendation of the District Maori Council concerned, cancel the appointment of a Maori Warden, and a Maori Warden may at any time resign his office by writing addressed to the Minister. Before recommending that a Warden’s appointment be cancelled, a District Maori Council shall notify the Warden of its intention to do so and shall give him an opportunity to appear in person before the Council to oppose the recommendation. A District Maori Council may suspend a Maori Warden from duty where it intends to recommend the cancellation of his appointment.

“(5) Every Maori Warden shall have the powers conferred on him by this Act or by regulations made under this Act, and shall exercise those powers under the control and supervision and subject to any express directions of the District Maori Council or of any Maori Association to which the Council may delegate its powers pursuant to section 16 (6) of this Act. 5

“(6) Subject to any regulations made under this Act, a Maori Association may in its discretion pay out of its funds to any Maori Warden exercising functions in its area such remuneration or allowances for his services as it may determine.” 10

(2) Section 13 (1) of the Maori Purposes Act 1969 is hereby consequentially repealed.

(3) Every Maori Warden holding office at the commencement of this Act shall, if he does not sooner vacate office, vacate office on the 30th day of June 1976. 15

**14. District Maori Councils may recognise Maori societies—**  
The Maori Welfare Act 1962 is hereby amended by inserting, after section 15, the following section: 20

“15A. (1) For the purposes of this section, the term ‘Maori society’ means any club, board, society, committee, or other group or body of Maoris, whether incorporated or not, which in the opinion of the District Maori Council is comprised of members of, or democratically represents, or is involved with, any Maori tribe, sub-tribe, community, marae, religious congregation, school or other teaching institution, or has as members a significant number of Maori people having some common interest or interests. 25

“(2) A District Maori Council may from time to time in its absolute discretion determine that any Maori society within its district be recognised as having the status of a Maori Committee, with the right to appoint members to the District Maori Council, and may in the same manner and in its absolute discretion at any time withdraw that recognition of any such Maori Society. 30 35

“(3) Every Maori society recognised by a District Maori Council shall forthwith appoint a member to that Council, and the term of office of that member shall, unless recognition of the society is sooner withdrawn, expire with that of the other members of the Council. The Maori society shall thereafter, unless its recognition is withdrawn, appoint a member of the District Maori Council in the same month and year as is prescribed for the appointment of members of the Council by Maori Executive Committees. 40 45



“(4) Each District Maori Council shall, at least once in every year, review the status of Maori societies to which it has granted recognition under this section.”

**15. Alteration of term “European land” to “General land”**

5 —(1) The enactments set out in the First Schedule to this Act are hereby amended by omitting the term “European land” wherever it occurs, and substituting in each case the term “General land”.

10 (2) Every reference to the term “European land” in any enactment, not specified in the First Schedule to this Act, or in any regulations, rule, or order or in any agreement, deed, instrument, application, licence, notice, or other document whatsoever, shall, unless the context otherwise requires, be read hereafter as a reference to “General land”.

15 **16. Status of land of Maori incorporations—**(1) Land which is vested in any Maori incorporation at the commencement of this Act and which is European land—

(a) By virtue of section 31 (3) of the Maori Affairs Amendment Act 1967 as originally enacted; or

20 (b) By virtue of section 68 (2) of that Act; or

(c) Pursuant to a declaration of the Maori Land Court under section 31 (3) of that Act (as substituted by section 77 of the Maori Affairs Amendment Act 1974),—

25 shall cease to be European land and shall, on the commencement of this Act, become Maori freehold land within the meaning of the Maori Affairs Act 1953.

(2) Section 31 of the Maori Affairs Amendment Act 1967 is hereby amended by repealing subsection (3) (as substituted  
30 by section 77 of the Maori Affairs Amendment Act 1974), and substituting the following subsections:

“(3) All Maori freehold land vested in an incorporation, whether by virtue of the order of incorporation or otherwise, shall, while so vested, continue to be Maori freehold land.

35 “(3A) Nothing in subsection (3) of this section shall affect in any way the provisions of this Part of this Act relating to the powers of an incorporation to deal with its assets and no dealing by the incorporation with any land shall require confirmation by the Court.”

40 (3) Section 65 of the Maori Affairs Amendment Act 1967 is hereby amended—

(a) By omitting from subsection (5) the words added by section 3 (1) of the Maori Purposes Act 1971; and

- (b) By repealing subsection (5A) (as inserted by section 3 of the Maori Purposes Act 1971),  
 (4) Section 3 of the Maori Purposes Act 1971 and section 77 of the Maori Affairs Amendment Act 1974 are hereby repealed.

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### PART III

#### ESTABLISHING INCORPORATIONS FOR RANGATIRA BLOCKS

**17. Purpose of this Part**—The purpose of this Part of this Act is to give effect (with some modifications) to the recommendations of the Royal Commission appointed by warrant dated the 25th day of February 1974 to inquire into and report upon the future use of certain Rangatira Blocks situated on the shores of Lake Taupo, which recommendations are contained in the report of the Commission dated the 19th day of September 1974 and reproduced as Parliamentary Paper H6 for the year 1974.

**18. Interpretation**—In this part of this Act, unless the context otherwise requires,—

“Court” means the Maori Land Court:

“Registrar” means the Registrar of the Maori Land Court for the Waiariki Maori Land Court district.

**19. Cancellation of orders**—(1) The orders of the Court and Maori Appellate Court specified in the Second Schedule hereto are hereby cancelled and, subject to subsection (2) of this section, the land comprised in those orders shall hereafter be held again under the instruments of title in existence immediately before the 14th day of November 1955 as if those orders had not been made.

(2) All orders of the Court made under section 136, section 137, or section 213 of the Maori Affairs Act 1953, and any exchanges or alienations of land or interests in land (including any effected by a vesting order made under section 81 of the Maori Affairs Amendment Act 1967 or by a transmission or transfer that bears an endorsement made pursuant to section 83 (2) of the Maori Affairs Amendment Act 1967), made or effected since the date of the orders cancelled by subsection (1) of this section but before the commencement of this Act, being orders, exchanges, or alienations which relate to any of the land comprised in the orders so cancelled, shall be deemed to relate to the respective titles formerly in existence and to the interests thereunder.

(3) Notwithstanding the provisions of subsection (2) of this section, the orders of the Court made under section 438 of the Maori Affairs Act 1953 and specified in the Third Schedule hereto are hereby cancelled and, subject to the provisions of this Part of this Act, the legal estate in the land affected by those orders shall vest in the beneficial owners as if those orders had not been made.

**20. Incorporating owners of Rangatira Blocks—**(1) The owners of the parcels of land described in the Fourth Schedule to this Act are hereby constituted as Maori incorporations as follows:

- (a) The owners of the parcels of land described in Part I of that Schedule are hereby constituted a Maori incorporation to be known as The Proprietors of Paenoa - Te Akau Block:
- (b) The owners of the parcels of land described in Part II of that Schedule are hereby constituted a Maori incorporation to be known as The Proprietors of Rangatira Point Block:
- (c) The owners of the parcels of land described in Part III of that Schedule are hereby constituted a Maori incorporation to be known as The Proprietors of Hiruharama-Ponui Block.

(2) The parcels of land described in the Fourth Schedule to this Act are hereby vested in the respective incorporations designated in the headings to the three Parts of that Schedule for, in each case, a legal and beneficial estate of freehold in fee simple, and the former owners shall, in each case, cease to have any interest therein whether legal or equitable.

(3) The Maori freehold land vested in the incorporations constituted by subsection (1) of this section and all other Maori freehold land subsequently vested in those incorporations by any means whatsoever shall continue to be Maori freehold land.

(4) The objects of each Maori incorporation constituted by subsection (1) of this section shall be as follows:

- (a) To use and manage the land or any part thereof as a farm and to carry on any agricultural or pastoral business thereon:
- (b) To use the land or any part thereof for the growing of timber and uses ancillary to or associated with the growing of timber:

- (c) To arrange for the alienation of the land or any part thereof within the meaning of the term "alienation" as defined in section 2 of the Maori Affairs Act 1953.
- (5) Without limiting the effect of section 43 of the Maori Affairs Amendment Act 1967, it is hereby declared that each Maori incorporation constituted by subsection (1) of this section may in pursuance of any one or more of its objects: 5
- (a) Subdivide for the purposes of sale all or any part of the land vested in it and employ persons possessing technical, professional, or commercial skill to assist with the subdivision: 10
- (b) Sell the sections so subdivided to any person, whether or not that person is a shareholder in the incorporation:
- (c) Sell sections to any shareholder of the incorporation on such terms and conditions as it thinks fit, including a term requiring the shareholder to transfer shares to the incorporation in complete or partial satisfaction of the purchase price. 15
- (6) The proviso to section 48 (1) of the Maori Affairs Amendment Act 1967 shall apply to any sale of land pursuant to this section. 20

**21. Part IV of Maori Affairs Amendment Act 1967 applied**—Subject to the provisions of this part of this Act, the provisions of Part IV of the Maori Affairs Amendment Act 1967 shall apply to the incorporations hereby constituted as if they had been constituted by order of the Court. 25

**22. Preparation of lists of shareholders**—The Registrar, shall within 6 months from the date of commencement of this Act, prepare, for each incorporation constituted by this Part of this Act, an initial list of shareholders (hereinafter called "the list") upon the following basis: 30

- (a) The list shall contain the name of every person who is an owner of a beneficial freehold interest in the land in respect of which the incorporation is constituted by this Act: 35
- (b) The list shall fix a total number of shares in the body corporate which shall be conveniently related to the total value of the land as fixed by a special Government valuation of the capital value as defined by the Valuation of Land Act 1951 of each parcel of land as at the date of commencement of this Act: 40

- (c) The list shall have annexed to it a schedule which shall contain the capital value disclosed by the valuation of each respective piece of land:
- 5 (d) The list shall allocate to each shareholder a number of shares, being as nearly as possible that proportion of the total shares which his former share in the value of the land bears to the total value of the land:
- 10 (e) In the list the Registrar shall make any adjustment or recalculation necessary as a result of part of the land described in the Fourth Schedule to this Act being contained in residue titles which exist due to the continuing existence of subsequent title orders made in respect of part of the land in the original title orders at various times.
- 15 **23. Preparation of valuations**—On receipt of a written request from the Registrar, the Valuer-General shall within 3 months carry out the valuations for the purposes of section 22 of this Act without charge and no appeal under any statutory provision shall lie from the valuations so made.
- 20 **24. Objections to lists of shareholders**—(1) The list prepared pursuant to section 22 of this Act shall be available for inspection at the offices of the Department of Maori Affairs at Rotorua and Taupo not later than 6 months after the commencement of this Act.
- 25 (2) If any shareholder named in the list or any person claiming to have been omitted from the list believes that any of the contents of the list is erroneous, or inequitable or that there are omissions from the list he shall have the right within 4 months of the date on which it becomes available for inspection under subsection (1) of this section, to make an application to the Maori Land Court for the Waiariki Maori Land Court District for an amendment to the list.
- 30 (3) Upon application being made pursuant to subsection (2) of this section the Court shall have jurisdiction to hear and determine the application and to order the amendment of the list if, in the opinion of the Court, the list contains omissions or any matter which is erroneous or inequitable.
- 35 (4) No appeal shall lie to any Court from the decision of the Court made hereunder and the Chief Judge of the Maori
- 40 Land Court shall have no jurisdiction under section 452 of the Maori Affairs Act 1953 to hear or consider any matter arising from a decision of the Court hereunder.

(5) All applications to the Court made hereunder shall be heard together at a time and place fixed by the Registrar after the period specified in subsection (2) of this section for the lodging of applications has expired.

(6) At the hearing of the applications any person named in the list, even though not a party to any application, shall be entitled to appear and be heard upon any application. 5

(7) Upon determination by the Court of all applications made hereunder the list incorporating any amendments arising from determinations by the Court shall be the list of shareholders of each incorporation to be used by the incorporation for establishing the share register. 10

**25. Holding of meeting to elect committee of management**

—(1) Upon determination by the Court of all applications made under section 24 of this Act the Court shall thereupon proceed in respect of each incorporation to fix a time and place for the holding of a general meeting of incorporated owners for the purpose of determining the number of members to comprise the committee of management and of electing a committee accordingly, and shall fix a quorum for that meeting. 15 20

(2) The Registrar shall thereupon summon the meeting by sending written notice to those incorporated owners whose postal addresses are known to him.

(3) Subject to the provisions of this Part of this Act, the Maori Incorporations Regulations 1969 shall apply to the incorporations hereby constituted and to the meetings summoned pursuant to this section. 25

**26. Amalgamation of titles—**(1) The titles to the parcels of land described in the Fourth Schedule to this Act are hereby amalgamated in the following manner: 30

(a) The titles to parcels of land described in Part I of that Schedule are hereby amalgamated under one title, and those parcels shall form a block to be known as the Paenoa - Te Akau Block: 35

(b) The titles to the parcels of land described in Part II of that Schedule are hereby amalgamated under one title, and those parcels shall form a block to be known as the Rangatira Point Block:

(c) The titles to parcels of land described in Part III of that Schedule, are hereby amalgamated under one title, and those parcels shall form a block to be known as the Hiruharama - Ponui Block. 40

(2) Each amalgamation effected by subsection (1) of this section shall, in each case, take effect on the date on which the list prepared pursuant to section 22 (1) of this Act in respect of the shareholders of the incorporation in respect of which the block is vested by this Act is made available for inspection under section 24 (1) of this Act.

(3) The Registrar is hereby empowered to draw and seal title orders in respect of the amalgamated titles citing the authority of this section.

(4) Any survey or compilation of plans or preparation of plans or diagrams necessary for the completion of title orders established under this section shall be carried out without charge by the Chief Surveyor for the district on the requisition of the Registrar.

(5) On the signing and sealing of any order under this section, the Registrar shall transmit the order to the District Land Registrar together with a certified copy of the Fourth Schedule to this Act, and the District Land Registrar shall, without charge, register the order and make any amendment to the register required to give effect to the order.

**27. Costs of previous trustees and others—**(1) Upon the constitution of the Maori incorporations to be known as The Proprietors of Hiruharama-Ponui Block and the Proprietors of Rangatira Point Block, the New Zealand Insurance Company Limited may submit a claim to the Court for costs incurred in the administration of the trust created pursuant to the order first mentioned in the Schedule hereto.

(2) At the hearing held by the Court pursuant to section 24 (5) of this Act the Court shall proceed to make orders charging the assets of the Maori incorporations specified in subsection (1) of this section with an amount for costs to be apportioned by the Court between the incorporations, being not more than the amount of the claim and otherwise being an amount which, in the opinion of the Court, is reasonable taking into consideration the work performed by the trustees.

(3) Any other person may make application to the Court for an order under this section charging the assets of any one or more of the Maori incorporations constituted by this Part of this Act with the payment of costs incurred in respect of the land, and the Court shall have jurisdiction to hear and determine any such application:

Provided that no order shall be made under this section where the claim is in respect of work which was not in the opinion of the Court for the benefit of all owners of the land involved.

(4) Any charge created by the Court pursuant to this section shall be enforceable only by application to the Court which shall have jurisdiction to order repayment of the money secured by the charge upon such terms and conditions as the Court may think fit. 5

**28. Proceedings in Courts deemed of no effect—**(1) Any application made to, any action or proceeding commenced in, and any decision given by, the Supreme Court of New Zealand, the Court of Appeal of New Zealand, the Maori Appellate Court, or any tribunal (excepting the Maori Land Court), since the 14th day of November 1955, in respect of the land described in the Fourth Schedule to this Act and the land known as Rangatira B616, is hereby declared to be of no effect. 10 15

(2) Where any action is at the date of commencement of this Act before any Court or tribunal the Registrar or Secretary of the Court or tribunal shall enter upon the face of the record an endorsement to give effect to the provisions of subsection (1) of this section. 20

**29. Amalgamation of Rangatira B616 with Rangatira E—**The order of the Court, made under section 182 of the Maori Affairs Act 1953 and dated the 14th day of November 1955, which created the title for the land known as Rangatira B616 is hereby cancelled and the land therein shall hereafter be amalgamated with and be deemed to be part of the land known as Rangatira E and shall be held by the owners of Rangatira E as if it had been part of that block since the order of the Court dated the 6th day of April 1970 creating Rangatira E. The Registrar and the District Land Registrar shall do all things necessary to give effect to the provisions of this section. 25 30 35

**30. Implementation of this Part of this Act—**In implementing the provisions of this Part of this Act, the Court, the Registrar, the District Land Registrar, and the Valuer-General shall perform their duties and exercise their powers under this Part of this Act in such manner as shall be necessary to give effect to the true intent thereof. 40



SCHEDULES

FIRST SCHEDULE

Section 15

ENACTMENTS AMENDED

(By omitting the term "European land" wherever it occurs, and substituting in each case the term "General land".)

| Act  | Sections Amended  |
|--|---|
| 1953, No. 94—The Maori Affairs Act 1953 (Reprinted 1968, Vol. 3, p. 2199)            | Sections 2, 131 (2) (c), 145 (1), 154A, 182, 186 (1), 189, 191 (2), 195, 207 (1), 209, 211 (1), 227 (1A), 252 (1), 265 (1), 266 (2), 304 (1), 318 (1A), 326, 327 (2), 344 (1), 350 (2), 360 (1), 361, 363 (1), 370A (1), 370B (2), 378 (1), 383 (1), 411 (1), 415 (1), 416 (4), 418, 419, 426, 433 (5), 433A, 435, 436 (1), 438 (1), 439, 439A (1), 441 (2), 442, 444 (1), 447A (1) (a), and 454 (1). |
| 1953, No. 95—The Maori Trustee Act 1953 (Reprinted 1969, Vol. 3, p. 2351)            | Section 11 (5).   |
| 1967, No. 123—The Rating Act 1967  | Sections 147 and 148.   |
| 1967, No. 124—The Maori Affairs Amendment Act 1967 (Reprinted 1968, Vol. 3, p. 2467) | Sections 31 (3), 45 (1), and 78 (1).  |
| 1974, No. 73—The Maori Affairs Amendment Act 1974                                    | Sections 68 and 77.   |

Section 19 (1)

## SECOND SCHEDULE

## ORDERS OF THE MAORI LAND COURT CANCELLED

1. The following orders made pursuant to section 182 of the Maori Affairs Act 1953, namely:
  - (a) The orders creating Rangatira B1 to B614 inclusive and dated the 14th day of November 1955:
  - (b) The orders creating Rangatira B1 to B614 inclusive, B619A to B619H inclusive, B619J to B619Q inclusive, B620, B621, B622A to B622D inclusive, and B623 and dated the 8th day of March 1961:
  - (c) The orders creating Rangatira C Residue, Rangatira C1 to C5 inclusive, Rangatira C7 to C926 inclusive, Rangatira C928, Rangatira C931 to C954 inclusive and dated the 13th day of December 1955:
  - (d) The orders creating Rangatira C1 to C973 inclusive and dated the 3rd day of November 1961.
2. The order made pursuant to section 173 of the Maori Affairs Act 1953 creating Rangatira C2 and dated the 18th day of April 1967.

## ORDERS OF THE MAORI APPELLATE COURT DATED THE 15 DAY OF JUNE 1962 CANCELLED

3. The order made under section 184 of the Maori Affairs Act 1953 cancelling the title orders specified in clause (1) (c) of this Schedule.
4. The order made under section 184 of the Maori Affairs Act 1953 cancelling the title orders specified in clause (1) (d) of this Schedule.
5. The order made under section 435 of the Maori Affairs Act 1953 amalgamating the titles to the land described secondly and thirdly in the Fourth Schedule hereto and the land now known as Rangatira C1 into one title being Rangatira C.

## ORDERS MADE PURSUANT TO SECTION 184 OF THE MAORI AFFAIRS ACT 1953 CANCELLED

6. The orders of the Maori Land Court dated the 8th day of March 1961 and cancelling the title orders specified in clause (1) (a) of this Schedule.
7. The orders of the Maori Land Court dated the 3rd day of November 1961 and cancelling the title orders specified in clause 1 (c) of this Schedule.

## ORDERS MADE PURSUANT TO SECTION 415 OF THE MAORI AFFAIRS ACT 1953 CANCELLED

8. All orders made by the Maori Land Court on or after the 14th day of November 1955 and creating roadways over the land described in the Fourth Schedule to this Act.
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THIRD SCHEDULE

Section 19 (3)

TRUST ORDERS OF THE MAORI LAND COURT CANCELLED

1. The orders which are dated the 8th day of March 1961 and which vested in John Harvey, Retired Judge; Cyril Fitzsimmons, Contractor; and Roger Kusabs, Saw Doctor; the following parcels of land:

Rangatira B622A to B622D inclusive.

Rangatira B616.

Rangatira B619A to H inclusive.

Rangatira B619J to Q inclusive.

Rangatira B186.

Rangatira B623.

2. The order which is dated the 4th day of June 1969 and which vested in the New Zealand Insurance Company Limited the land known as Rangatira C2.

## Sections 20 and 26

## FOURTH SCHEDULE

## PART I—PAENOA - TE AKAU BLOCK

Approximate description of parcels of land to be vested in the new Maori incorporation known as The Proprietors of Paenoa - Te Akau Block constituted by section 20 of this Act, being parcels of land that are amalgamated by section 26 of this Act and are to be known as the Paenoa - Te Akau Block—

| Residue Titles          | Residue Area |       |         | Date of Partition<br>Order |
|-------------------------|--------------|-------|---------|----------------------------|
|                         | Acres        | Roods | Perches |                            |
| Rangatira 8A8 .. ..     | 22           | 2     | 16      | 11/4/06                    |
| Rangatira 8A9 .. ..     | 33           | 2     | 16      | 11/4/06                    |
| Rangatira 8A10C1 .. ..  | 1            | 1     | 16      | 25/9/46                    |
| Rangatira 8A10C2 .. ..  | 14           | 3     | 20      | 25/9/46                    |
| Rangatira 8A10D .. ..   | 7            | 2     | 16      | 17/6/30                    |
| Rangatira 8A10E .. ..   | 4            | 0     | 00      | 17/6/30                    |
| Rangatira 8A10F .. ..   | 6            | 1     | 08      | 17/6/30                    |
| Rangatira 8A10G .. ..   | 12           | 0     | 00      | 17/6/30                    |
| Rangatira 8A11A .. ..   | 1            | 3     | 37      | 23/3/32                    |
| Rangatira 8A11B .. ..   | 3            | 3     | 37      | 23/3/32                    |
| Rangatira 8A11C .. ..   | 2            | 3     | 34      | 23/3/32                    |
| Rangatira 8A11D .. ..   | 16           | 1     | 15      | 23/3/32                    |
| Rangatira 8A12A1 .. ..  | 4            | 0     | 08      | 10/2/31                    |
| Rangatira 8A12A2A .. .. | 5            | 3     | 15      | 26/2/32                    |
| Rangatira 8A12A2B .. .. | 10           | 1     | 39      | 26/2/32                    |
| Rangatira 8A14A .. ..   | 16           | 1     | 15      | 13/6/30                    |
| Rangatira 8A14B1 .. ..  | 3            | 0     | 13      | 17/12/36                   |
| Rangatira 8A14B2 .. ..  | 3            | 0     | 13      | 17/12/36                   |
| Rangatira 8A14B3 .. ..  | 3            | 0     | 13      | 17/12/36                   |
| Rangatira 8A14B4 .. ..  | 6            | 2     | 18      | 17/12/36                   |
| Rangatira 8A14B5A .. .. | 0            | 1     | 16      | 21/9/49                    |
| Rangatira 8A14B5B .. .. | 4            | 1     | 29      | 21/9/49                    |
| Other Titles            |              |       |         | Area                       |
| Rangatira 8A10B1A .. .. | 0            | 3     | 28      | 18/3/47                    |
| Rangatira 8A10B1B .. .. | 0            | 1     | 00      | 18/3/47                    |
| Rangatira 8A10B1C .. .. | 2            | 2     | 27      | 18/3/47                    |
| Rangatira 8A10B2 .. ..  | 2            | 1     | 09      | 15/1/41                    |

## PART II—RANGATIRA POINT BLOCK

Approximate description of parcels of land to be vested in the new Maori incorporation known as The Proprietors of Rangatira Point Block constituted by section 20 of this Act, being parcels of land that are amalgamated by section 26 of this Act and are to be known as the Rangatira Point Block—

| Residue Title         | Residue Area |       |         | Date of Partition<br>Order |
|-----------------------|--------------|-------|---------|----------------------------|
|                       | Acres        | Roods | Perches |                            |
| Rangatira 8B2B1 .. .. | 124          | 0     | 05      | 4/8/37                     |
| Other Titles          |              |       |         | Area                       |
| Rangatira 8B2A1 .. .. | 9            | 0     | 00      | 20/6/40                    |
| Rangatira 8B2A2 .. .. | 14           | 1     | 16      | 20/6/40                    |
| Rangatira 8B2A3 .. .. | 14           | 1     | 16      | 20/6/40                    |
| Rangatira 8B2A4 .. .. | 22           | 2     | 08      | 20/6/40                    |
| Rangatira 8B2A5 .. .. | 14           | 1     | 16      | 20/6/40                    |
| Rangatira 8B2B2 .. .. | 20           | 1     | 20      | 4/8/37                     |
| Rangatira 8B2C .. ..  | 62           | 0     | 21      | 25/1/19                    |

FOURTH SCHEDULE—*continued*  
PART III—HIRUHARAMA-PONUUI BLOCK

Approximate description of parcels of land to be vested in the new Maori incorporation known as The Proprietors of Hiruharama-Ponui Block constituted by section 20 of this Act, being parcels of land that are amalgamated by section 26 of this Act and are to be known as the Hiruharama-Ponui Block.

| Residue Titles         | Residue Area |       |         | Date of Partition Order |
|------------------------|--------------|-------|---------|-------------------------|
|                        | Acres        | Roods | Perches |                         |
| Rangatira 8B2B1 .. ..  | 2            | 0     | 0       | 4/8/37                  |
| Rangatira 8B2G2 .. ..  | 130          | 0     | 05      | 27/2/32                 |
| Rangatira 1A1A2 .. ..  | 1            | 2     | 04      | 11/2/31                 |
| Rangatira 1A1B1 .. ..  | 2            | 0     | 08      | 11/2/31                 |
| Rangatira 1A2 .. ..    | 3            | 2     | 39      | 14/1/16                 |
| Rangatira 1A3A .. ..   | 1            | 3     | 00      | 27/8/35                 |
| Other Titles           |              | Area  |         |                         |
| Rangatira 1A1B2C .. .. | 0            | 0     | 34      | 17/3/55                 |
| Rangatira 1A1B2F .. .. | 3            | 0     | 23.1    | 17/3/55                 |
| Rangatira 1A3B .. ..   | 4            | 2     | 01      | 27/8/35                 |
| Rangatira 1B .. ..     | 25           | 0     | 00      | 10/3/14                 |
| Rangatira 1C1 .. ..    | 4            | 0     | 00      | 10/3/14                 |
| Rangatira 1C2 .. ..    | 21           | 0     | 00      | 10/3/14                 |
| Rangatira 1D1 .. ..    | 1            | 0     | 00      | 2/2/39                  |
| Rangatira 1D2 .. ..    | 24           | 0     | 00      | 2/2/39                  |
| Rangatira 8B2D .. ..   | 92           | 2     | 24      | 25/1/19                 |
| Rangatira 8B2E .. ..   | 80           | 2     | 21      | 25/1/19                 |
| Rangatira 8B2F .. ..   | 60           | 1     | 24      | 25/1/19                 |
| Rangatira 8B2G1 .. ..  | 86           | 1     | 00      | 27/2/32                 |
| Rangatira 8B2H .. ..   | 34           | 3     | 08      | 25/1/19                 |
| Rangatira 8B2I .. ..   | 57           | 1     | 24      | 25/1/19                 |
| Rangatira 8B2J .. ..   | 131          | 0     | 32      | 25/1/19                 |
| Rangatira 8B2K .. ..   | 86           | 0     | 16      | 25/1/19                 |