

[AS REPORTED FROM THE LOCAL BILLS COMMITTEE]

House of Representatives, 3 September 1958.

Words struck out by the Local Bills Committee are shown in italics within bold round brackets or in roman enclosed in panel; words inserted are shown in black within bold square brackets or in roman with rule down side.

Mr Whitehead

NELSON CITY EMPOWERING

[LOCAL]

ANALYSIS

Title	
1. Short Title	4. Power to make grants to Nelson Public Relations Organisation Incorporated
2. Authority to set aside land as site for Trust hotel	5. Expenditure on centenary of city
3. Vesting certain lands in Corporation for public street	6. Validating expenditure on Stoke sewerage scheme

A BILL INTITULED

An Act *(to empower the Mayor, Councillors, and Citizens of the City of Nelson to set aside an area being part of the Tahuna Sands Reserve as a site for a Trust hotel; to*
5 *authorise the laying off of a street less than forty feet in width)* **[to vest certain lands in the Mayor, Councillors, and Citizens of the City of Nelson as a public street]; and to authorise and validate certain expenditure by the Council**

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

1. Short Title—This Act may be cited as the Nelson City Empowering Act 1958.

Struck out

15 **2. Authority to set aside land as site for Trust hotel**—(1)
The Corporation of the Mayor, Councillors, and Citizens of the City of Nelson (hereinafter referred to as the Corporation) is hereby empowered and authorised, notwithstanding the provisions of the Reserves and Domains Act 1953, to set

aside that part of the accretion area vested in it by section twenty-four of the Reserves and Other Lands Disposal Act 1947 for recreation purposes comprising all that parcel of land containing one acre one perch and nine-tenths of a perch, more or less, being part of Section 99, District of Suburban South, as the same is more particularly delineated on a plan marked S.O.N. 10081 deposited in the office of the Chief Surveyor at Nelson and thereon in outline edged red, as the site for a licensing Trust hotel, freed and discharged from its trust to keep and maintain the said land for recreation purposes.

(2) The Corporation is hereby empowered and authorised to lease the said land to any licensing Trust that may be created in Nelson for the purpose of erecting thereon an hotel, and in respect of such lease the Corporation shall not be bound by the conditions imposed by section one hundred and fifty-three of the Municipal Corporations Act 1954.

3. Vesting certain lands in Corporation for public street—

Whereas for many years there have been used by the public as a highway certain lands in the City of Nelson known as Harley and St. John Streets, and application has been made by the Nelson City Council for an Order in Council vesting such lands in the Corporation as and for streets: And whereas such proposed streets are less in width than the minimum of forty feet permitted by section one hundred and eighty-six of the Municipal Corporations Act 1954: Be it therefore enacted as follows:

Struck out

(1) Notwithstanding anything to the contrary in section one hundred and eighty-six of the Municipal Corporations Act 1954, the Nelson City Council is hereby empowered and authorised to lay off Harley Street and St. John Street at a width of less than forty feet.

(2) ~~[Notwithstanding anything in any enactment relating to the width of streets,]~~ The lands hereinafter described are hereby vested in the Mayor, Councillors, and Citizens of the City of Nelson as and for a public street.

(3) The lands referred to in subsection two of this section are all those pieces of land, situated in the City of Nelson, delineated on the plan ~~[deposited in the office of the Chief Surveyor at Nelson under No. S.O. 10022,]~~ **[numbered S.O. 10022 lodged in the office of the Chief Surveyor at Nelson],** being—

- (a) Part of Section 177, M.R., containing four perches and eight-tenths of a perch, more or less, and coloured orange on the said plan;
- (b) Part of Section 176, containing four perches and eight-tenths of a perch, more or less, coloured blue on the said plan, and being ~~[part]~~ **[the whole]** of the land comprised in certificate of title, Volume 74, folio 156, Nelson Registry;

- (c) Part of Section 176, containing five one-hundredths of a perch, more or less, coloured sepia on the said plan, and being part of the land comprised in certificate of title, Volume 74, folio 155, Nelson Registry;
- 5 (d) Part of Section 179, containing two perches and nine-tenths of a perch, more or less, coloured sepia on the said plan, and being *(part)* **[the balance]** of the land comprised in deeds index, Volume 6, folio 32, Nelson Deeds Registry; and
- 10 (e) Part of Section 178, containing thirty-four perches and four-tenths of a perch, more or less, coloured orange on the said plan, and being part of the land comprised in deeds index, Volume 1, folio 680, Nelson Deeds Registry.

15 **4. Power to make grants to Nelson Public Relations Organisation Incorporated**—The Nelson City Council is hereby authorised to make grants not exceeding five hundred pounds in each year to the Nelson Public Relations Organisation Incorporated.

20 **5. Expenditure on centenary of city [and on a coat of arms]**—The Nelson City Council is hereby authorised to expend money **[not exceeding the sum of seven hundred and fifty pounds]** out of its general fund or account towards celebrating and commemorating the hundredth anniversary

25 of the granting of letters patent to the Diocese of Nelson, which ordained that the Town of Nelson should be a city, and for the expenses of and incidental to the designing of a coat of arms and registering the same with the Royal College of Heralds.

30 *Struck out*

35 **6. Validating expenditure on Stoke sewerage scheme**—The expenditure of money by the Nelson City Council on the Stoke sewerage scheme before the authorisation of the loan in connection with the said scheme shall be lawful and be deemed always to have been lawful.

New

40 **6A. Expenditure on Stoke sewerage scheme**—The Nelson City Council is hereby authorised to refund to its District Fund Account out of the proceeds of any portion of the Stoke Sewerage Loan 1958 (£160,000) any money expended from that account for the purposes for which the loan was sanctioned.