

This PUBLIC BILL originated in the HOUSE OF REPRESENTATIVES, and, having this day passed as now printed, is transmitted to the LEGISLATIVE COUNCIL, for its concurrence.

House of Representatives,
20th September, 1906.

Mr. Smith.

NEW PLYMOUTH BOROUGH AND THE TARANAKI SCHOOL COMMISSIONERS EXCHANGE.

[LOCAL BILL.]

ANALYSIS.

<p>Title. Preamble. 1. Short Title. 2. Interpretation. 3. The Commissioners may exchange land described in the First Schedule for land described in the Second Schedule. 4. The Borough may exchange land described in the Second Schedule for land described in the First Schedule.</p>	<p>5. The Borough may expend money by way of equality of exchange and in obtaining surrender of existing leases. 6. On completion of exchange, land described in First Schedule to be held by Borough for recreation purposes and land described in Second Schedule to be held by School Commissioners for primary education. 7. Application of equality of exchange by Commissioners. Schedules.</p>
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A BILL INTITULED

AN ACT to enable the New Plymouth Borough Council to exchange certain Lands with the School Commissioners for the Taranaki Provincial District. Title.

5 WHEREAS the School Commissioners for the Taranaki Provincial District (hereinafter called "the Commissioners") are seised of or entitled to the parcel of land described in the *First* Schedule as an endowment for primary education within the Taranaki Provincial District: And whereas the New Plymouth Borough Council (hereinafter called "the Borough Council") are seised of the parcel of land described in the *Second* Schedule for the purpose of recreation: Preamble.
10 And whereas the Borough Council are desirous and it is for the public benefit that an exchange should be made of the said lands, and the Commissioners consent thereto subject to three hundred
15 pounds being paid to them by way of equality of exchange:

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

20 1. The Short Title of this Act is "The New Plymouth Borough and the Taranaki School Commissioners Exchange Act, 1906." Short Title.

2. In this Act the expression "the Commissioners" means the School Commissioners for the Taranaki Provincial District; and "the Borough" means the Mayor, Councillors, and Burgesses of the Borough of New Plymouth. Interpretation.

2 *New Plymouth Borough and the Taranaki School Commissioners Exchange.*

The Commissioners may exchange land described in the First Schedule for land described in the Second Schedule.

3. It shall be lawful for the Commissioners to transfer to the Borough in fee-simple, subject to any existing leases affecting the same, the parcel of land described in the *First* Schedule hereto in exchange for the parcel of land described in the *Second* Schedule hereto :

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Provided that it shall be a condition of such exchange that the Borough shall pay to the Commissioners the sum of three hundred pounds by way of equality of exchange and the expenses of the Commissioners incurred in and about the effecting of such exchange.

The Borough may exchange land described in the Second Schedule for land described in the First Schedule.

4. It shall be lawful for the Borough to transfer to the Commissioners the parcel of land described in the *Second* Schedule hereto in exchange for the parcel of land described in the *First* Schedule hereto.

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The Borough may expend money by way of equality of exchange and in obtaining surrender of existing leases.

5. It shall be lawful for the Borough to expend moneys out of the District Fund by way of equality of exchange, as provided by section *three* hereof, and also for the purpose of obtaining the surrender of any existing leases affecting the lands described in the *First* Schedule hereto and of paying the expenses of and incidental to such exchange.

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On completion of exchange, land described in First Schedule to be held by Borough for recreation purposes and land described in Second Schedule to be held by School Commissioners for primary education.

6. Upon the completion of the said exchange the Borough shall thenceforth hold the parcel of land described in the *First* Schedule hereto in trust for recreation purposes, and the parcel of land described in the *Second* Schedule shall vest in the Commissioners in fee-simple as an endowment for primary education within the Taranaki Provincial District and otherwise freed from any existing trusts.

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Application of quality of exchange by Commissioners.

7. The sum of three hundred pounds aforesaid shall be applied by the Commissioners in the purchase of other lands to be held on the same trusts and subject to the same powers and conditions as those on which the parcel of land described in the *First* Schedule is held.

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Schedules.

SCHEDULES.

FIRST SCHEDULE.

ALL that parcel of land in the Town of New Plymouth, containing by admeasurement 2 acres and 10 perches, more or less, being Sections Nos. 483, 489, 490, 491, 492, 493, 494, and 495. Bounded towards the north-west by Downe Street; towards the north-east by Morley Street; towards the south-east by Sections Nos. 514, 515, 516, 517, 518, 519, 520, and 521; and towards the south-west by the Cutfield Road.

SECOND SCHEDULE.

ALL that parcel of land in the Town of New Plymouth, containing by admeasurement 1 acre 2 roods 8 perches, more or less, being Sections Nos. 332, 333, 334, 358, 359, and 360. Bounded towards the north-west by Vivian Street; towards the north-east by Sections Nos. 335 and 361; towards the south-east by Fulford Street; and towards the south-west by the Cutfield Road.