

Hon. Mr. Ransom.

RESERVES AND OTHER LANDS DISPOSAL.

Title.	ANALYSIS.
1. Short Title.	8. Adding certain lands to Greymouth Race-course Reserve.
2. Extinguishing rights of way over portion of Allotment 123 of Section 10, Suburbs of Auckland.	9. Adding land to the Arthur Pass National Park, and conferring on the controlling Board powers of leasing.
3. Section 18 of Reserves and other Lands Disposal Act, 1927, amended.	10. Authorizing the issue of a lease of portion of the Palmerston North Domain to the Wanganui Education Board.
4. Section 36 of Reserves and other Lands Disposal and Public Bodies Empowering Act, 1921-22, amended.	11. Setting apart the Arikikapakapa Reserve, Rotorua, as a recreation reserve, and validating and authorizing the registration of a certain lease to the Rotorua Golf Club.
5. Adding certain lands to Hutt Park Recreation Reserve.	12. Cancelling reservation for purposes of primary education over land in Block IX, Whangape Survey District, and setting apart other land in lieu thereof.
6. Authorizing the issue of a new deferred-payment license over Section 21s, Gladbrook Settlement.	
7. Authorizing the sale of Section 10, Block XXI, Town of Palmerston.	

A BILL INTITULED

AN ACT to provide for the Sale, Reservation, and other Disposition of certain Reserves, Crown Lands, Endowments, and other Lands, and to validate certain Transactions. Title.

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

1. This Act may be cited as the Reserves and other Lands Disposal Act, 1930. Short Title.

10 2. Whereas part of Allotment 123 of Section 10 of the Suburbs of Auckland is shown on a plan deposited in the Land Registry Office at Auckland under Number 14054 as a road, and is therein called Beatty Avenue: And whereas the said piece of land has never been dedicated as a road nor has it been legalized as such: And whereas

5 by virtue of section one hundred and seventy-nine of the Land Transfer Act, 1915, there are implied rights of way over the said piece of land in favour of the registered proprietors of the lots shown on the said plan Number 14054: And whereas it is desirable to remove such implied rights of way, the same being of no use or value to the said

20 registered proprietors: And whereas the written consent of the registered proprietors of the lots adjoining the said land has been obtained to the extinguishment of the said implied rights: Be it therefore enacted as follows:—

Extinguishing rights of way over portion of Allotment 123 of Section 10, Suburbs of Auckland.

The said implied rights of way are hereby extinguished, and the said piece of land is released and discharged from any such rights implied in favour of the registered proprietors of the lots shown on the said plan Number 14054.

Section 18 of
Reserves and other
Lands Disposal
Act, 1927, amended.

3. Section eighteen of the Reserves and other Lands Disposal Act, 1927, is hereby amended by adding to subsection one the words "or their successors in title. Such new lease may contain a right of renewal for a further term of twenty-one years." 5

Section 36 of
Reserves and other
Lands Disposal and
Public Bodies
Empowering Act,
1921-22, amended.

4. Section thirty-six of the Reserves and other Lands Disposal and Public Bodies Empowering Act, 1921-22, is hereby amended, as 10
from the passing of that Act, by omitting from subsection five thereof the words "and Section 1, Block XII, Taramarama Survey District".

Adding certain
lands to Hutt
Park Recreation
Reserve.

5. Whereas the lands hereinafter described are vested in the Crown and are subject to the provisions of the Hutt Valley Lands Settlement Act, 1925: And whereas, for the purpose of providing access from 15
Elizabeth Street, in the Borough of Lower Hutt, to the Hutt Park Recreation Reserve, it is desirable that the said lands should be added to the said park: Be it therefore enacted as follows:—

(1) The lands hereinafter described are hereby declared to be no longer subject to the Hutt Valley Lands Settlement Act, 1925, and 20
are hereby declared to form part of the Hutt Park Recreation Reserve, and to be vested in the Hutt Park Committee constituted under the Hutt Park Act, 1907, all the provisions of which Act shall apply to such lands as if they had been included in the First Schedule thereto.

(2) The lands to which this section relates are particularly described 25
as follows:—

All that area in the Wellington Land District containing by admeasurement twelve and four-fifths perches, more or less, being Subdivision 3 of Section 11, Block LI, Hutt Valley Settlement (S.O. Plan 134/74), and being part of Section 12, Hutt Registration 30
District, Block XIV, Belmont Survey District:

Also all that area in the Wellington Land District, containing by admeasurement eleven and nine-hundredths perches, more or less, being Section 29, Block LI, Hutt Valley Settlement, and being part of Section 12, Hutt Registration District, Block XIV, Belmont Survey District: 35

As the same are delineated on the plan marked L. and S. 1/687, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

Authorizing the
issue of a new
deferred-payment
license over
Section 21s,
Gladbrook
Settlement.

6. Whereas Section 21s, Gladbrook Settlement, in the Otago Land District (hereinafter referred to as the said land), containing by 40
admeasurement one hundred and thirty-seven acres one rood eighteen perches, more or less, was sold at auction on the twenty-seventh day of August, nineteen hundred and nineteen, for the sum of eight thousand pounds, and the purchaser elected to purchase the said land on deferred payments over a period of nineteen years: And whereas the 45
balance of principal owing under the deferred-payment license issued to the said purchaser is four thousand pounds: And whereas the said purchaser cannot continue the payments of interest and principal in accordance with the said deferred-payment license, and it is equitable that he should be afforded relief: Be it therefore enacted as follows:— 50

(1) Notwithstanding anything to the contrary in the Land Act, 1924, or the Land for Settlements Act, 1925, the Commissioner of Crown

Lands for the Otago Land District may accept the surrender of deferred-payment license Number 37, dated the twenty-seventh day of August, nineteen hundred and nineteen, issued in respect of the said land, and may issue in lieu thereof a new license to occupy the said land on
5 deferred payments subject to the provisions, with such modifications as may be necessary, of section six of the Land Laws Amendment Act, 1926.

(2) For the purposes of such license to occupy, the purchase-price of the said land shall be four thousand pounds, and the term of the license shall be calculated from the first day of January or the first day
10 of July next after the date of the surrender of the existing deferred-payment license.

7. Whereas by the Palmerston (South) Athenæum Act, 1876, Section 10, Block XXI, Town of Palmerston, containing one rood, was vested in certain trustees therein named to be held by them, in trust,
15 for the purposes of the said Act: And whereas an athenæum was duly erected on the said land, but the building was subsequently removed to Section 14, Block XXVII, of the said town, containing twenty perches: And whereas the last-mentioned section is vested in the Corporation of the Borough of Palmerston, in trust, for a site
20 for an athenæum by virtue of an Order in Council dated the twenty-ninth day of June, eighteen hundred and eighty-six, and published in the *Gazette* of the first day of July of that year: And whereas the first-mentioned section is no longer required as a site for an athenæum, and it is desired to confer on the trustees power to sell the land and to
25 apply the proceeds as hereinafter provided: Be it therefore enacted as follows:—

Authorizing the sale of Section 10, Block XXI, Town of Palmerston.

(1) Notwithstanding anything to the contrary in the Palmerston (South) Athenæum Act, 1876, or the Public Reserves, Domains, and National Parks Act, 1928, the trustees appointed under the first-mentioned Act may sell Section 10, Block XXI, Town of Palmerston, freed
30 and discharged from the reservation affecting the same, upon such terms and conditions as may be approved by the Minister of Lands.

(2) The net proceeds of the sale of the said land shall be paid by the trustees to the Palmerston Borough Council to be applied by it in
35 the maintenance of the existing athenæum building on Section 14, Block XXVII, of the said town, or in or towards the erection of a new building for the purposes of an athenæum on the last-mentioned section.

(3) Upon receipt of the proceeds of such sale the Palmerston Borough Council shall notify the Minister of Lands thereof. The said Minister
40 shall thereupon by notice in the *Gazette* declare the said trustees to have vacated office and as from the date of publication of such notice the said Palmerston (South) Athenæum Act, 1876, shall be deemed to be repealed.

8. Whereas the land described in subsection *four* hereof is Crown
45 land subject to the Land Act, 1924, and adjoins the Greymouth Racecourse Reserve: And whereas the land described in subsection *five* hereof is a reserve for the purposes of a racecourse, and intersects the said Greymouth Racecourse Reserve: And whereas it is desirable that the said parcels of land should be added to the Greymouth Racecourse Reserve hereinbefore referred to: Be it therefore enacted as
50 follows:—

Adding certain lands to Greymouth Racecourse Reserve.

(1) The Crown land described in subsection *four* hereof is hereby reserved for the purposes of a public racecourse.

(2) The lands described in subsections *four* and *five* hereof are hereby declared to form part of the Greymouth Racecourse Reserve, and to be vested in the Board of Trustees appointed under the Greymouth Racecourse Reserve Act, 1878.

(3) All the provisions of the last-mentioned Act shall apply to the said lands as if the same had been included in the Schedule to that Act. 5

(4) The Crown land hereinbefore referred to is particularly described as follows:—

All that parcel of land in the Westland Land District, containing 10 by admeasurement eighty-eight acres and four perches, more or less, being Reserve 1004, situated in Block IX, Arnold Survey District: as the same is delineated on the plan marked L. and S. 1/439A, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged green. 15

(5) The reserve for the purposes of a racecourse hereinbefore referred to is particularly described as follows:—

All that parcel of land in the Westland Land District, containing by admeasurement six acres three roods twenty-eight perches, more or less, being Reserve 96, situated in Block IX, Arnold Survey District: 20 as the same is delineated on the plan marked L. and S. 1/439B, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red.

Adding land to the Arthur Pass National Park, and conferring on the controlling Board powers of leasing.

9. (1) The land hereinafter described, being Crown land subject to the provisions of the Land Act, 1924, is hereby added to and declared 25 to form part of the Arthur Pass National Park constituted pursuant to section seventy-one of the Public Reserves, Domains, and National Parks Act, 1928, by Order in Council dated the twenty-ninth day of July, nineteen hundred and twenty-nine, and published in *Gazette* of the first day of August of that year. 30

(2) The Arthur Pass National Park Board is hereby empowered to grant leases over the land hereinbefore referred to or over any portion thereof on such terms and conditions as may be approved by the Minister of Lands.

(3) The land to which this section relates is particularly described 35 as follows:—

All that area in the Canterbury Land District containing by admeasurement seven acres three roods twenty-three and three-fifths perches, more or less, situated in Block VI, Bealey Survey District, and being Lots 1 to 12, 14, 15, 20, 20A, 21 to 26, 28 to 38, and 53 to 40 57 of Arthur's Pass Township, and bounded as follows: Towards the north and east generally by railway land; towards the south by a road; towards the west by the Main West Coast Road; again towards the south by Lot 16 of Arthur's Pass Township; and towards the west generally by part of the Arthur Pass National Park (being formerly 45 a scenic reserve, being part of Reserve 386): save and except the intersecting roads:

Also all that area in the Canterbury Land District, containing by admeasurement one acre and four and one-half perches, more or less, situated in Block VI, Bealey Survey District, and being Lots 1A to 8A 50 of the Arthur's Pass Township, and bounded as follows: Towards the north-east generally by Crown land and part Reserve 386; towards

the south by railway land ; towards the south-west by Crown land ; and again towards the south-west and west generally by part of the Arthur Pass National Park (being formerly part State Forest Reserve 3285) : save and except an intersecting road :

5 Also all that area in the Canterbury Land District, containing by admeasurement six acres three roods five and four-fifths perches, more or less, situated in Block VI, Bealey Survey District, and being Lots 47 to 52, 53A to 57A, 58 to 76, and 83 to 108 of Arthur's Pass Township, and bounded as follows : Towards the north-east generally by the Main
10 West Coast Road ; towards the south generally by part Reserve 386 and Crown land ; towards the west generally by Crown land and part of Arthur Pass National Park (being formerly part State Forest Reserve 3285) ; and towards the north by Crown land : save and except the intersecting roads :

15 Also all that area in the Canterbury Land District, containing by admeasurement one acre one rood seven perches, more or less, situated in Block X, Bealey Survey District, being Lots 39 to 46 of Arthur's Pass Township, and bounded as follows : Towards the north by railway
20 land ; towards the east by the Main West Coast Road ; towards the south by a road ; and towards the west by afore-mentioned railway land :

As the same are more particularly delineated on the plan marked L. and S. 25/1022A, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

25 10. Whereas the land hereinafter described is part of a public domain known as the Palmerston North Domain, the control of which is vested in the Palmerston North City Council (hereinafter referred to as the Council), acting as a Domain Board pursuant to the provisions of Part II of the Public Reserves, Domains, and National Parks Act, 1928 :
30 And whereas the said land is adjacent to the Hokowhitu School and grounds, which are vested in the Education Board of the District of Wanganui (hereinafter referred to as the Board) : And whereas the Board is prepared at its own expense to erect on the said lands swimming-baths with the necessary appurtenances, and, when the same
35 are not reasonably required for the use of the children attending the said Hokowhitu School, to permit the same to be used by the public generally on terms to be agreed upon between the Council and the Board : And whereas it is desirable that the tenure of the Board with respect to the said land should be for a term of twenty-one years, with
40 a perpetual right of renewal so long as the said land is used for the purposes of swimming-baths, and that the rental during such period should be a peppercorn rental : Be it therefore enacted as follows :—

(1) Notwithstanding anything to the contrary in the Public Reserves, Domains, and National Parks Act, 1928, or in any other
45 Act, the Governor-General is hereby empowered, on the application of the Council, to grant to the Board for the purpose of erecting swimming-baths thereon a lease of the land hereinafter described for a term of twenty-one years from the date of the execution of such lease and at a peppercorn rental. Such lease shall contain perpetual rights
50 of renewal for further periods of twenty-one years each at a similar rental, and may contain such other provisions not inconsistent with this section as may be agreed on between the Council and the Board :

Authorizing the issue of a lease of portion of the Palmerston North Domain to the Wanganui Education Board.

Provided that it shall be a condition of such lease that in the event of the said land being no longer used by the Board for the purposes of swimming-baths the said lease shall terminate and the Board shall have no right of compensation against the Council or the Crown or any Board for the time being having control of the said land or any other person whomsoever. 5

(2) The Board shall be at liberty to erect upon the said land such buildings, including a caretaker's cottage, as may be reasonably necessary for the proper utilization of the swimming-baths and the convenience of the persons resorting thereto. 10

(3) The land to which this section relates is particularly described as follows :—

All that parcel of land situate in the City of Palmerston North, being part of the Palmerston North Domain, and containing one rood thirty-eight and two-fifths perches, more or less, being portion of Lots 219 and 220 on Deposited Plan No. 791, and being part of Subdivision 3, Hokowhitu Native Reserve: bounded towards the north-west by a line commencing at a point on the north-eastern side of Albert Street, 110 links from the south-western corner of Lot 221, and proceeding by a right line in a north-easterly direction for a distance of 350 links; thence in a south-easterly direction for a distance of 140 links; thence in a south-westerly direction for a distance of 350 links, to Albert Street; thence in a north-westerly direction by the north-eastern side of the said street for a distance of 140 links, to the point of commencement: as the same is delineated on the plan marked L. and S. 1/629, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red. 15 20 25

Setting apart the Arikikapakapa Reserve, Rotorua, as a recreation reserve, and validating and authorizing the registration of a certain lease to the Rotorua Golf Club.

11. Whereas the land known as the Arikikapakapa Reserve, Rotorua, and described in subsection *four* hereof, has been dealt with from time to time on the assumption that it had been duly set apart as a public reserve for recreation purposes, but has never actually been so reserved: And whereas, by memorandum of lease dated the thirty-first day of March, nineteen hundred and thirty, purporting to be granted under the authority of the Tourist and Health Resorts Control Act, 1908, and Part II of the Public Reserves, Domains, and National Parks Act, 1928, portion of the said land, together with portion of Section 10, Block I, Tarawera Survey District, was leased on behalf of His Majesty the King to the Rotorua Golf Club, Incorporated, for a term of twenty-one years from the first day of January, nineteen hundred and thirty: And whereas it is desirable that the Arikikapakapa Reserve as aforesaid should be declared to have been set apart as a public reserve for recreation purposes as from the date of the passing of the Tourist and Health Resorts Control Act, 1906: And whereas it is desirable that the lease as aforesaid to the Rotorua Golf Club should be validated and provision made for its registration: Be it therefore enacted as follows :— 30 35 40 45

(1) The land known as the Arikikapakapa Reserve, and described in subsection *four* hereof, is hereby set apart as a public reserve for recreation purposes, and shall for all purposes be deemed to have been so set apart, as from the twenty-ninth day of October, nineteen hundred and six. 50

(2) The District Land Registrar for the Land Registration District of Auckland is hereby empowered and directed to issue, free of cost, a certificate of title for the said land in the name of His Majesty the King in trust for recreation purposes.

5 (3) The lease bearing the date the thirty-first day of March, nineteen hundred and thirty, hereinbefore referred to, is hereby validated, and shall, notwithstanding anything to the contrary in any Act, be deemed to have been valid and effectual at all times since its execution ; and the District Land Registrar for the Land Registration District of
10 Auckland is hereby empowered and directed, upon application being made to him in that behalf, and upon payment of the necessary fees, if any, to register such lease against the relevant title or titles.

(4) The land referred to in subsections *one* and *two* hereof is more particularly described as follows :—

15 All that area in the Auckland Land District, containing by ad-measurement one hundred and fifty-eight acres two roods twenty-four perches, more or less, being Section 32, Suburbs of Rotorua, situated in Block I, Tarawera Survey District : bounded towards the north by Sophia Street ; towards the east by Lot 15 on plan 2494, deposited in
20 the office of the District Land Registrar at Auckland ; again towards the north by Lots 15, 13, 11, 9, and 7 on plan 2494, deposited as aforesaid, Lot 1 on plan 16620, deposited as aforesaid, and part Lot 5 and Lots 4, 3, and 1 on plan 2977, deposited as aforesaid ; again towards
25 the east by Fenton Street ; towards the south by the closed portion of Sala Street ; again towards the east by the closed portion of Sala Street and Section 81, Suburbs of Rotorua ; towards the south-east by Section
30 10, Block I, Tarawera Survey District ; towards the south-west by Tihi-o-Tonga C No. 1 Block ; towards the north-west by Sections 65 and 64, Suburbs of Rotorua ; towards the north-east by Section 63, Suburbs of Rotorua ; and towards the west generally by Section 63
aforesaid and the Old Tauranga-Taupo Road, save and excepting an intersecting road (Old Tauranga-Taupo Road) : as the same is more particularly delineated on the plan marked L. and S. 22/2657, deposited
35 in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red. (Auckland plan S.O. 25616.)

12. Whereas by Proclamation published in the *Gazette* of the nineteenth day of September, eighteen hundred and seventy-eight, Section 11, Block IX, Whangape Survey District, containing eighty-five acres two roods thirty-six perches, was provisionally reserved as
40 an endowment for primary education : And whereas by Proclamation published in the *Gazette* of the tenth day of April, eighteen hundred and eighty-four, the said land was finally reserved for the purpose stated : And whereas in the year eighteen hundred and eighty-seven a sub-division of the adjoining Crown land was made and the plan of such
45 subdivision erroneously included the aforesaid endowment for primary education which appears on the said plan as Section 24, and part Sections 21 and 25, Block IX, Whangape Survey District : And whereas on the thirteenth day of January, nineteen hundred and twelve, a certificate of title registered in Volume 207, folio 257, Auckland
50 Registry, was issued in the name of His Majesty the King for the aforesaid Section 11, Block IX, Whangape Survey District, to be held as an endowment for primary education : And whereas the description of

Canelling reservation for purposes of primary education over land in Block IX, Whangape Survey District, and setting apart other land in lieu thereof.

the land in the said certificate of title is correct; but the diagram endorsed thereon and intended to represent the said Section 11 actually represents an adjacent area of Crown land stated to contain eighty-five acres two roods, but which actually contains eighty-five acres one rood thirty-seven perches, now also known as Section 11, Block IX, Whangape Survey District; And whereas Sections 21, 24, and 25, Block IX, Whangape Survey District, have now been disposed of and certificates of title issued therefor: And whereas it is expedient that the reservation as an endowment for primary education over the land formerly known as Section 11, Block IX, Whangape Survey District, comprising eighty-five acres two roods thirty-six perches, be cancelled, and that the land now known as Section 11, Block IX, Whangape Survey District, comprising eighty-five acres one rood thirty-seven perches, be reserved in lieu thereof: Be it therefore enacted as follows:—

(1) The reservation as an endowment for primary education over the land formerly known as Section 11, Block IX, Whangape Survey District, as described in Proclamations published in the *Gazettes* of the nineteenth day of September, eighteen hundred and seventy-eight, and the tenth day of April, eighteen hundred and eighty-four, is hereby cancelled, and shall for all purposes be deemed to have been so cancelled as from the last-mentioned date.

(2) The land described in subsection *four* hereof is hereby reserved as an endowment for primary education, and shall for all purposes be deemed to have been so reserved as from the said tenth day of April, eighteen hundred and eighty-four.

(3) The District Land Registrar for the Land Registration District of Auckland is hereby directed to cancel certificate of title, Volume 207, folio 257, and to issue in lieu thereof, without fee, a certificate of title in the name of His Majesty the King for the land hereby reserved, subject to existing encumbrances registered on the said certificate of title, Volume 207, folio 257.

(4) The land to which subsection *two* hereof relates is particularly described as follows:—

All that area in the North Auckland Land District, containing by admeasurement eighty-five acres one rood thirty-seven perches, more or less, being Section 11, Block IX, Whangape Survey District: bounded, commencing at the eastern corner of Section 20, Block IX, Whangape Survey District, towards the north-east by Sections 17 and 18, Block IX, 1670·6 links; towards the east by Section 5, Block IX, 447·3 links, by Section 29, Block IX, by the abutment of a public road, and again by Section 29 aforesaid, 3364·7 links; towards the south generally by the Paihia 3B No. 11 Block, 1593 links and 124·9 links; towards the west and south-west by Section 25, Block IX, 3562·2 links and 487·6 links; and towards the north-west by Section 20 aforesaid, 1686·9 links, to the point of commencement: be all the aforesaid linkages more or less: As the same is delineated on Plan No. 25913 (blue), deposited in the office of the Chief Surveyor, North Auckland, at Auckland, and thereon edged red.