

RESERVES AND OTHER LANDS DISPOSAL BILL, 1935.

EXPLANATORY NOTES.

Clause 2: Validating an agreement in respect of certain land in Motutapu Island (file L. and S. 6/11/72).—The Crown requires approximately 41 acres of land at Motutapu Island, in the Hauraki Gulf, for defence works, and also desires to acquire road rights, temporary camp accommodation, temporary and permanent water rights, temporary rights to shingle and sand, and permanent electric-line rights. The island is part of an estate, and the Crown has entered into an agreement with the trustees of the estate, whereby compensation amounting to £525 is payable, and the Crown grants to the trustees telephone and wharf rights for twenty-one years, with a right to call on the Crown to legalize the roads if the trustees desire to subdivide the land adjoining them. The trustees have agreed to pay annual charges in respect of the telephone and wharf rights. The agreement requires validation by legislation, because it is doubtful whether the trustees have power to enter into the agreement, and also because of the nature of the rights conferred both on the Crown and on the trustees. The clause validates the agreement, and also provides for the registration thereof against the title, in order that any person dealing with the land may be aware of the rights affecting the land. All persons affected have agreed to the legislation, and the clause merely gives effect to such agreement.

Clause 3: Cancelling the reservation as a public domain over portion of the Devonport Domain and vesting it in the Auckland Harbour Board as a site for a signal-station (file L. and S. 1/453).—This clause makes provision for taking an area of 1 rood 12·36 perches from the Devonport Domain and vesting it in the Auckland Harbour Board as a site for a signal-station. Provision is also made that in the event of the site failing to be used at any time as a signal-station the land shall thereupon revert in His Majesty the King for the purpose of a public domain. Both the Harbour Board and the Domain Board have no objection to the legislation.

Clause 4: Cancelling the reservation over Lot 8, D.P. 15561, Town of Tokoroa, and authorizing the issue of a title therefor to the Matarawa Land Co., Ltd. (files L. and S. 6/3/381 and 25/764).—Lot 8 of the Town of Tokoroa containing 1 rood 8 perches became a reserve for a post-office site by virtue of section 17 of the Land Laws Amendment Act, 1920. The Matarawa Land Co., Ltd., the original owner of the said Lot 8, subsequent to the deposit of the scheme plan of the town transferred Lot 131 to the Crown, without consideration, for a post-office site, as Lot 8 was considered unsuitable for this purpose. Later on it was decided that Lot 45 would be most suitable for a post-office site, and the company transferred this lot to the Crown, receiving in consideration Lot 131 above mentioned. In effect therefore the company has provided two post-office sites in the town without cost to the Crown, and it is therefore considered equitable that Lot 8 which is unsuitable for the purpose should be transferred back to the company.

Clause 5 : Adding land to the Huirangi Domain and repealing the Huirangi Domain and Huirangi Institute Empowering Act, 1903. Repeal (file L. and S. 1/400).—The Huirangi Domain of some 10 acres is controlled by a Domain Board of local residents appointed under Part II of the Public Reserves, Domains, and National Parks Act, 1928. The Board also controls a hall situated on Section 80, Huirangi Township. This property was vested in the Board by the Huirangi Domain and Huirangi Institute Empowering Act, 1903, which enactment also empowered the Board to deal with all revenue derived from the domain and the hall as a joint fund. The Board, however, has not taken title to Section 80, the title to which still stands in the names of the original trustees of the Huirangi Institute. The position that funds derived from the domain itself, which is Crown property, can be spent on land the title to which is held by private trustees is not considered satisfactory. In many other townships halls have been built on the local domains and are managed by the Domain Boards, and it is considered advisable that the same position should obtain in Huirangi. It is therefore proposed to cancel the vesting in trustees of Section 80 and vest it in His Majesty the King as a recreation reserve under and subject to Part II of the above-mentioned Act as part of the Huirangi Domain. The Domain Board is agreeable to such a change being effected. The area of the said Section 80 is 2 roods. As this clause will render the Huirangi Domain and Huirangi Institute Empowering Act, 1903, of no further effect this enactment is accordingly repealed.

Clause 6 : Adding land to Pukekura Park (file L. and S. 1/536).—By virtue of the provisions of the Taranaki Botanic Garden Act, 1876, as area, 41 acres 1 rood 5 perches, described in the First Schedule thereto, and now known as Pukekura Park, is vested in the New Plymouth Borough Council. In the First Schedule to this Act there is, *inter alia*, a reference to Part Allotment 1106 and Part Allotment 1126. It is not possible definitely to determine which parts of these allotments were intended to be vested in the Board of Trustees. The whole of the allotments, comprising an area of 2 roods 2 perches, have, however, for many years been regarded as part of Pukekura Park, and as the portions thereof which are not actually part of the Park are Crown land it has been deemed expedient, in order to correct the position, to vest the whole of both allotments in the Borough Council as if the whole land concerned had been included in the First Schedule to the said Act.

Clause 7 : Amending the descriptions of the lands contained in Crown Grants for Block B and Section 20, Masterton Small Farms Settlement (file L. and S. 22/747/123).—Block B, Masterton Small Farms Settlement, was alienated from the Crown by a grant in 1858. The description in the grant indicated that the most south-western boundary of this block was a public road 50 links wide. Subsequently grants were issued for Section 20 of the said settlement and for Sections 1 and 43, Manaia Block. In these later grants the public road above-mentioned was overlooked, and generally the Kuripuni Stream was stated to be part of the boundaries thereof instead of the above-mentioned public road. The result of this error is that portions of a public road have been included in the later grants and that certain areas of land are purported to be included in more than one grant. The public road above mentioned has never been used as such, and all evidence available shows that the landowners concerned have regarded the stream and not the road as the common boundary despite the description in the grant for Block B. It is expedient that the position be corrected, and in order to do so it is suggested that it be enacted that the road be deemed never to have been a road and that the descriptions of the lands contained in two of the above-mentioned grants be so amended as to make the common boundary of the lands comprised in all the grants, the Kuripuni Stream. This will have the effect of avoiding any overlaps, of making the boundaries of the lands coincide with what the present owners have considered them to be, and of preventing the inclusion of any portion of a road in any of the grants.

Clause 8: Adding land to Hutt Park Recreation Reserve (file L. and S. 1/687).—Except for an area of approximately 20 perches, the Crown land comprising 4 acres 3 roods 29 perches to which this section relates is portion of an area of Hutt Park acquired in 1928 by means of an exchange between the Crown and the Hutt Park Committee. The land which it is now desired to re-vest in the committee lies along the left bank of the Waiwhetu River, and is of no use to the Crown for settlement purposes for which it was acquired. The committee intend to use the land for tree-planting purposes.

Clause 9: Authorizing the Hundalee Scenic Reserves Board to accept a lease of certain land (file L. and S. 505).—The Hundalee Scenic Reserves Board has vested in it the control of a number of scenic reserves situated along the Main South Road in the Marlborough Land District, where the road actually follows the coast. The Board in its administration of these reserves has been greatly hampered by the actions of some fishermen who in the past have camped in various parts of the reserves and have refused to shift their camps to the area allotted by the Board for that purpose. When action has been taken to cause them to shift these camps some have moved on to adjacent Native land, part of which forms a Native cemetery. Trustees are being appointed to control the cemetery, and it will then be possible to deal with trespassers thereon, but the only means of controlling the balance of the Native land appears to be to authorize the Board to accept a lease thereof. The area of Native land concerned is approximately 3 acres. The parties concerned are agreeable to the leasing proposal, which must be confirmed by the Native Land Court of the district in the usual way.

Clause 10: Adding Crown land and a road to Ship Cove Reserve, and providing for the administration and control of the reserve (file L. and S. 4/446).—By section 13 of the Reserves and Crown Lands Disposal and Enabling Act, 1896, an area of Crown land in the Marlborough Land District, ascertained upon survey to contain 2,011 acres, was set aside as a reserve (now known as Ship Cove Reserve) in memory of its occupation by Captain Cook. It is intended to add to this reserve an area of Crown land adjoining containing 632 acres 2 roods and also a road containing approximately 46 acres 3 roods lying between the said reserve and the Crown land and the foreshore, and to vest the control of the whole of the reserve in a Board. The road to be closed and added to the reserve is unformed and for the most part impracticable for access purposes owing to many bluffs that rise sheer from the sea. Neither the road nor any part of it is used by any settler for access purposes. The road is not under the jurisdiction of any local authority, as this portion of the Sounds is not under the control of any County Council. It is considered most advisable to add the road to the reserve in order that the Board to be appointed will not be hampered in its administration by an area along the coast which would otherwise be outside its control.

Clause 11: Cancelling the reservation over the Buller Domain and making the land subject to the Small Farms (Relief of Unemployment) Act, 1932-33 (file L. and S. 1/164).—The Buller Domain, which is controlled by the Buller County Council, acting as a Domain Board, comprises an area of 200 acres. This area has never been used for recreation purposes, and the County Council has agreed to the cancellation of the reservation. The land is a typical piece of pakihi, and it is intended to declare it Crown land subject to the provisions of the Small Farms (Relief of Unemployment) Act, 1932-33, and to develop it for the purposes of this last-mentioned enactment.

Clause 12: Exchanging Crown land and portion of Coes Ford Domain for private land (file L. and S. 1/968).—This clause authorizes the exchange of four areas of Crown land totalling 5 acres 3 roods 1 perch, together with portion of the Coes Ford Domain comprising 7 acres 15 perches, for an area of 7 acres 2 roods 7 perches of private land which is to be added to the said domain. The necessity for this exchange has arisen through the Selwyn River changing its course and thereby severing freehold property.

To straighten up the boundaries and give the domain the use of the severed area and the present river channel, the owner of the freehold has agreed to the above-mentioned exchange, which will be of advantage to himself and in the best interests of the domain. The freehold land is equal in value to the portion of the domain and the areas of Crown land for which it is proposed to be exchanged.

Clause 13: Cancelling the reservation over certain education-endowment land and making it subject to the provisions of the Small Farms (Relief of Unemployment) Act, 1932-33 (file L. and S. 36/1/21).—Included in some of the privately owned estates purchased for subdivision under the Small Farms (Relief of Unemployment) Act, 1932-33, are small blocks of education-endowment land which were held under lease by the former owners. On subdivision of the estates sections of this endowment land may require to be parcelled out to possibly four or five different tenants established under the small-farms scheme. This would entail the issue of separate leases for these portions of endowment land, as such land is not at present subject to the provisions of the above-mentioned Act. Lessees of education-endowment land cannot acquire the fee-simple of the land, and all leases thereof must be offered for public competition and the highest possible rental obtained. The small-farms scheme is administered with the main idea of the successful establishment of the tenants on land of which they may if they so desire eventually acquire the fee-simple. It is therefore desirable to cancel the reservation as education-endowment land over some 745 acres and to declare it to be Crown land subject to the provisions of the Small Farms (Relief of Unemployment) Act, 1932-33. The clause under consideration will effect this change of status and will also make provision for the payment to the appropriate Endowments Deposit Accounts of the full value of the land concerned.

Clauses 14 and 15: Declaring lands in Otamatea Survey District to have been public roads (file L. and S. 16/2305).—The land dealt with in these clauses was in 1886 surveyed for a public road, and the consents of the owners to the taking thereof for this purpose were obtained. The land was subsequently regarded as a public road, but the actual legalization procedure was never carried out. Portions of this said map road were by subsequent Proclamations purported to have been closed, and were included in certificates of title. It is therefore expedient that these portions should be declared to have been public road at the time of taking effect of the aforesaid Proclamations.

Clause 16: Adding portion of a recreation reserve to Waikaraka Cemetery (file L. and S. 2/403).—By the authority of the Special Powers and Contracts Act, 1881, areas of 33 acres 1 rood 22 perches and 10 acres were vested in the Onehunga Borough Council in trust as a place of public recreation and as a cemetery respectively. These two areas adjoin and are both subject to the provisions of the Public Reserves, Domains, and National Parks Act, 1928, the cemetery being also subject to the provisions of the Cemeteries Act, 1908. The cemetery is known as Waikaraka Cemetery, and practically all the plots therein available for burial purposes have been sold. The Onehunga Borough Council therefore desires that the reservation over 2 roods 25·6 perches of the adjoining recreation reserve should be changed, and this area added to the cemetery. By the Cemeteries Act, 1908, no cemetery may be established within any borough. The Health Department considers, however, that an exception should be made in this instance. The proposal has been duly advertised in newspapers circulating in the district, and no objection has been received.

Clause 17: Empowering the Hawke's Bay Land Board to grant without competition a lease of education-endowment land to the Hawke's Bay County Council (file L. and S. 20/20).—The land to which this section relates comprises 8·33 perches, with a frontage to Browning Street in the Borough of Napier. This land adjoins other

land held under lease by the Hawke's Bay County Council, and it is desired to lease it also to the Council. As the land is education endowment it would be necessary to offer to public competition such a lease as the Council wishes to obtain. The legislation under consideration gives the Hawke's Bay Land Board the right to grant such a lease without competition, subject, however, to the approval of the terms and conditions thereof by the Minister of Education.

Clause 18: Cancelling reservation over Suburban Section 96, Borough of Napier, declaring closed street to be Crown land, and reserving a drill-shed site (file L. and S. 1913/799).—Suburban Section 96 in the Borough of Napier, containing 3 roods 19 perches, was in 1861 granted by the Crown to the Superintendent of the Province of Hawke's Bay in trust for a site for emigration barracks and a Native hostelry. Subsequently portions of this section were reserved for a drill-shed site and for telegraph purposes. As, however, the original trust has never been extinguished the subsequent dealings are of no effect. It is therefore considered advisable to cancel all trusts and reservations which may be in existence over Section 96 and declare it to be Crown land available for disposal under the Land Act, 1924, and at the same time reserve portion thereof as a drill-shed site. However, the drill-shed built upon the land proposed to be reserved for this purpose encroached upon a public street. Portion of this street adjoining Section 96 and including the area encroached upon has been closed under section 12 of the Land Act. The area of closed street is therefore at present vested in the Napier Borough Council. As, however, an area of Crown land was taken for street purposes when the portion of the public street was closed it is considered that the closed area adjoining Section 96 should be vested in the Crown. The Borough Council agrees to such action being taken. This clause therefore divests the area of closed street from the Borough Council and declares it also to be Crown land available for disposal under the Land Act, 1924. This enables the whole area occupied by the drill-shed to be reserved as a site for such a purpose.

Clause 19: Vesting in Wellington City Corporation certain land at Miramar in trust for recreation purposes (file L. and S. 1/739).—Upon the subdivision of certain land at Miramar acquired under the Housing Act, 1919, certain areas were set aside for recreation purposes. It is now deemed expedient to vest two of these areas, containing in all 2 acres 12·13 perches, in the Corporation of the City of Wellington in trust for the said purposes. The Wellington City Council has agreed to accept the land subject to the above-mentioned trust.

Clause 20: Vesting land in Palmerston North Hospital Board in trust for a sanatorium (file L. and S. 6/8/20).—The area of 2 roods 30·9 perches, to which this clause relates, was purchased by the Crown in 1921 for the purpose of consolidating the frontage of the sanatorium property at Otaki, containing 83 acres 1 rood 24·7 perches, which was at that time vested in the Wellington Hospital Board. By the authority of section 39 of the Local Legislation Act, 1931, this last-mentioned area was transferred to the Crown. It is desirable that the two areas should now be vested in the Palmerston North Hospital Board in trust for the purpose of a sanatorium for consumptive patients. This is being accomplished in regard to the larger area, which is a public reserve, by proceeding under section 9 of the Public Reserves, Domains, and National Parks Act, 1928, but legislation will be required to vest the smaller area in the Board.

Clause 21: Section 12 of the Reserves and other Lands Disposal Act, 1932-33, amended. Repeal.—This section as amended by section 2 of the Reserves and other Lands Disposal Act, 1934, temporarily extended until the 30th June, 1936, the benefits of sections 124 of the Land Act, 1924, and 5 of the Land for Settlements Amendment Act, 1927, with respect to the granting of remissions and postponements of rent in cases where such remissions or postponements had been granted to any lessee for the full period of five years. It is deemed desirable to extend the operation of the section until the 30th June, 1937.

Clause 22: Validating certain payments by the Christchurch Domain Board (file L. and S. 1/562).—The Christchurch Domain Board during the financial year ended 31st March, 1935, made certain payments in connection with a display of plants and flowers at the National Show at Dunedin, and also to cover the expenses of an officer of the Board incurred in attending the annual conference of Superintendents and Curators of Public Parks and Gardens held at Dunedin at the time of the said show. The Board had no authority to make the said payments, but in the circumstances it is considered desirable that the Board's action in this instance should be validated.

Clause 23: Declaring part of the old railway-station site at Auckland to be Crown land, and authorizing the leasing of same to Auckland City Council for a transport terminus with ancillary powers (file L. and S. 13/144/5).—This clause relates to part of the old railway-station site at Auckland. With the removal of the railway-station that site became available for other uses. The parking problem for motor traffic in Auckland has within recent years become most acute, and the Auckland City Council has been forced to consider ways and means of coping with the situation. The availability of part of the old railway-station site appeared to offer an immediate solution to the problem, and the City Council entered into negotiations with the Crown for the purpose of acquiring part of the site for that purpose. As a result of protracted negotiations, suitable arrangements have now been made whereby sufficient portion of the site may be made available for the purpose. The clause is intended to authorize the necessary arrangements. Briefly, the clause declares the land in question to be Crown land and empowers the Governor-General to lease same to the Auckland City Council for the purpose of establishing a transport terminus. The City Council will then erect thereon such platforms, buildings, &c., as are necessary, and will, as far as practicable, require motor-buses to use this area as a terminus. In addition, private motor-cars will, to a large extent, be required to park on this area and thereby relieve the congestion on the Auckland streets. Power is sought to prescribe and charge such fees as are reasonable, and generally to give the City Council sufficient powers of control to make the venture a success. It will be necessary to raise certain money to carry out the scheme, so that, in addition, the clause authorizes the Auckland City Council to raise a loan of £20,000 without a poll of ratepayers.

Clause 24: Authorizing application of moneys received in respect of the Onairo Domain, Taranaki Land District, for the purposes of the Pukemiro and Onairo River Scenic Reserve (files L. and S. 319 and 1/319).—The Onairo Domain of 6 acres, in Block III, Waitara Survey District, is under the control of the Commissioner of Crown Lands, and is leased for grazing. From this source a considerable sum has accumulated, and it is desired to use portion of the domain funds in the upkeep and improvement of the adjoining Pukemiro and Onairo River Scenic Reserves, which are under the control of the New Plymouth Scenic Reserves Board. The Board's revenue has proved insufficient to provide for the proper maintenance and improvement of the various reserves under its control, and it is considered desirable in the case now being dealt with that a reasonable portion of the funds belonging to the Onairo Domain should be made available to the Scenic Board for expenditure on the adjacent scenic reserves. The clause provides the necessary authority for this to be done.

Hon. Sir Alfred Ransom.

RESERVES AND OTHER LANDS DISPOSAL.

ANALYSIS.

- | Title. | |
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| 1. Short Title. | 13. Cancelling the reservation over certain education-endowment lands and making the provisions of the Small Farms (Relief of Unemployment) Act, 1932-33, applicable thereto. |
| 2. Validating a deed of agreement in respect of certain land in Motutapu Island. | 14. Declaring land in Otamatea Survey District to have been a public road. |
| 3. Cancelling the reservation as a public domain over portion of the Devonport Domain and vesting it in the Auckland Harbour Board as a site for a signal-station. | 15. Declaring land in Otamatea Survey District to have been a public road. |
| 4. Cancelling the reservation over Lot 8, D.P. 15561, Town of Tokoroa, and authorizing the issue of a title therefor to the Matarawa Land Co., Ltd. | 16. Adding portion of a recreation reserve to Waikaraka Cemetery. |
| 5. Adding land to the Huirangi Domain and repealing the Huirangi Domain and Huirangi Institute Empowering Act, 1903. Repeal. | 17. Empowering the Hawke's Bay Land Board to grant without competition a lease of education-endowment land to the Hawke's Bay County Council. |
| 6. Adding land to Pukekura Park. | 18. Cancelling reservation over Suburban Section 96, Borough of Napier, declaring closed street to be Crown land, and reserving a drill-shed site. |
| 7. Amending the descriptions of the lands contained in Crown Grants for Block B and Section 20, Masterton Small Farms Settlement. | 19. Vesting in Wellington City Corporation certain land at Miramar in trust for recreation purposes. |
| 8. Adding land to Hutt Park Recreation Reserve. | 20. Vesting land in Palmerston North Hospital Board in trust for a sanatorium. |
| 9. Authorizing the Hundalee Scenic Reserves Board to accept a lease of certain land. | 21. Section 12 of the Reserves and other Lands Disposal Act, 1932-33, amended. Repeal. |
| 10. Adding Crown land and a road to Ship Cove Reserve, and providing for the administration and control of the reserve. | 22. Validating certain payments by the Christchurch Domain Board. |
| 11. Cancelling reservation over the Buller Domain and making the land subject to the Small Farms (Relief of Unemployment) Act, 1932-33. | 23. Declaring part of the old railway-station-site at Auckland to be Crown land and authorizing the leasing of same to Auckland City Corporation for a transport terminus, and conferring powers on Auckland City Council in relation thereto. |
| 12. Exchanging Crown land and portion of Coes Ford Domain for private land. | 24. Authorizing application of moneys received in respect of the Onairo Domain, Taranaki Land District, for the purposes of the Puke-miro and Onairo River Scenic Reserves. |

A BILL INTITULED

Title. AN ACT to provide for the Sale, Reservation, and other Disposition of certain Reserves, Crown Lands, Endowments, and other Lands, to validate certain Transactions, and to make Provision in respect of certain other Matters. 5

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

Short Title. 1. This Act may be cited as the Reserves and other Lands Disposal Act, 1935. 10

Validating a deed of agreement in respect of certain land in Motutapu Island.

2. Whereas a deed of agreement (of which a copy is deposited in the Head Office of the Department of Public Works at Wellington under number P.W. 23/413/1) was made on the twentieth day of July, nineteen hundred and thirty-five, between Eliza Jane Reid, Andrew Craig, James Scott Johnstone, and Frederick John Cooper (the surviving trustees of the will of James Reid, late of the Island of Motutapu, deceased) of the first part, the said Eliza Jane Reid (the life tenant under the said will) of the second part, Helen Elizabeth Buining and Florence Jean Loomans (the children of the said James Reid, deceased) of the third part, and His Majesty the King (acting by and through the Minister of Public Works) of the fourth part: And whereas by the said deed provision was made for the taking by the Minister of Public Works for defence purposes of certain land on the said Island of Motutapu, and in connection therewith provision was also made by the said deed (*inter alia*) for the granting to the Crown of certain rights relating to roads and rights-of-way, camp accommodation, the taking of water, shingle, and sand, the construction of electric lines, and other matters, and for the granting to the said trustees, life tenant, and children of the said deceased of certain rights relating to telephone communication, the use of wharves and jetties to be erected by the Minister, and other matters: And whereas doubts have arisen as to the power and authority of the parties thereto to enter into the said deed, and it is expedient to remove such doubts: Be it therefore enacted as follows :— 40

(1) The said deed is hereby declared to be valid and binding in all respects and shall have full force and effect according to the tenor thereof.

(2) The parties to the said deed are hereby declared to have been competent to enter into the deed and to bind themselves respectively by the provisions therein contained.

5 (3) Upon production of the said deed to the District Land Registrar at Auckland, with a copy thereof to be retained by the Registrar, the Registrar shall register against the title to all land affected by the deed a memorial that the land is subject to the deed as validated by this
10 section.

3. Whereas the lands described in the Schedules to Orders in Council published in the *Gazette* of the twenty-sixth day of April, nineteen hundred and eighteen, and of the second day of May, nineteen hundred and thirty-
15 five, constitute, with the exception thereof of an area taken as a site for a public school by section eight of the Reserves and other Lands Disposal and Public Bodies Empowering Act, 1918, the Devonport Domain, under the control of the Devonport Borough Council as the Domain
20 Board: And whereas it is expedient that the portion of the said Domain hereinafter described should be vested in the Auckland Harbour Board as a site for a signal-station, together with a right-of-way thereto over the said Domain: Be it therefore enacted as follows:—

Cancelling the reservation as a public domain over portion of the Devonport Domain and vesting it in the Auckland Harbour Board as a site for a signal-station.

25 (1) Notwithstanding anything to the contrary in the Public Reserves, Domains, and National Parks Act, 1928, the reservation as a public domain over the land hereinafter described is hereby cancelled, and the control thereof by the Devonport Domain Board is hereby
30 revoked, and the said land is hereby declared to be vested in the Auckland Harbour Board for the purpose of a site for a signal-station.

(2) There is hereby granted to the Auckland Harbour Board, its servants, agents, and workmen, a free right of
35 ingress, egress, and regress at all times over the Devonport Domain to and from the said site for a signal-station.

(3) Whenever the aforesaid Auckland Harbour Board shall cease to use or occupy the land hereinafter described for the purpose of a site for a signal-station the said land
40 shall revert in His Majesty the King as a public domain, and all the rights granted to the Auckland Harbour Board, its servants, agents, and workmen by this section shall thereupon be determined.

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

All that area in the North Auckland Land District, containing one rood twelve perches and thirty-six hundredths of a perch, more or less, being portions of Sections 42 and 46 of Allotment 2 of the Parish of Takapuna: as the same is delineated on the plan numbered 28075, deposited in the office of the Chief Surveyor at Auckland, and thereon edged red. 5

Cancelling the reservation over Lot 8, D.P.15561, Town of Tokoroa, and authorizing the issue of a title therefor to the Matarawa Land Co., Ltd.

4. Whereas upon the deposit by the Matarawa Land Company, Limited, in the office of the District Land Registrar at Auckland, on the sixteenth day of June, nineteen hundred and twenty-two, of a survey plan of the Town of Tokoroa, numbered 15561, the reserves shown thereon became vested in the Crown pursuant to section seventeen of the Land Laws Amendment Act, 1920: And whereas one of those reserves, containing one rood six perches and two-tenths of a perch, being Lot 8 on the said plan, was set apart thereon as a post-office site: And whereas the said Lot 8 was not considered suitable for a post-office site: And whereas the said company subsequently transferred to the Crown for this purpose Lot 45, containing thirty-four perches and sixty-two hundredths of a perch: And whereas it is equitable that the said Lot 8 should now be revested in the said company: Be it therefore enacted as follows:— 10 15 20 25

(1) Notwithstanding anything to the contrary in the Public Reserves, Domains, and National Parks Act, 1928, the reservation as a post-office site over Lot 8 on plan numbered 15561, deposited in the office of the District Land Registrar at Auckland, is hereby cancelled, and the Governor-General may by Warrant under his hand authorize the District Land Registrar at Auckland to issue in respect of the said Lot 8 a certificate of title to the Matarawa Land Company, Limited, being a company duly incorporated under the provisions of the Companies Act, 1908. 30 35

(2) Such certificate of title shall be issued without payment of any fee and no consideration shall be payable by the company on the revesting in it of the said Lot 8. 40

5. Whereas the Huirangi Domain and Huirangi Institute Empowering Act, 1903, vested in the Huirangi Domain Board Section 80 of the Township of Huirangi, together with all buildings thereon and all property
 5 whatsoever held by the Huirangi Institute Trustees : And whereas it is advisable that the said Section 80 should be vested in His Majesty the King as a recreation reserve and added to the Huirangi Domain : And whereas the
 10 said Board is agreeable to the said Section 80 being so dealt with : And whereas the above-mentioned Act will then have no force or effect, and it is expedient that it be repealed : Be it therefore enacted as follows :—

Adding land to the Huirangi Domain and repealing the Huirangi Domain and Huirangi Institute Empowering Act, 1903.

(1) Section 80 of the Township of Huirangi, together with all buildings erected thereon, is hereby declared to
 15 be no longer vested in the Huirangi Domain Board but to be vested in His Majesty the King as a recreation reserve under and subject to the provisions of Part II of the Public Reserves, Domains, and National Parks Act, 1928, and to form part of the Huirangi Domain.

(2) The Registrar of Deeds for the Deeds Registration District of Taranaki is hereby empowered to make such
 20 entries in the Registers as may be necessary to give full effect to the provisions of the *last preceding* subsection.

(3) The Huirangi Domain and Huirangi Institute
 25 Empowering Act, 1903, is hereby repealed.

Repeal.

6. Whereas by the Taranaki Botanic Garden Act, 1876, undefined portions of Sections 1106 and 1126, Town of New Plymouth, were with other lands vested in the Board of Trustees constituted under the provisions of the
 30 said Act : And whereas the remaining undefined portions of the said Sections 1106 and 1126 were at the time of the passing of the said Act vested in the Superintendent of the Province of Taranaki and are now vested in His Majesty the King : And whereas on the twenty-sixth
 35 day of March, nineteen hundred and twenty-nine, the said Board of Trustees was dissolved pursuant to section eighteen of the said Act, and on such dissolution the lands which had been vested in the said Board became vested in the Mayor, Councillors, and Burgesses of the Borough
 40 of New Plymouth : And whereas the whole of the said Sections 1106 and 1126 have for many years been regarded as portion of the botanic garden and public recreation - grounds (now known as Pukekura Park) dealt with under the said Act, and it is expedient that

Adding land to Pukekura Park.

they should be vested in the Mayor, Councillors, and Burgesses of the Borough of New Plymouth for the purposes of the said Act: Be it therefore enacted as follows:—

(1) The remaining undefined portions of the land hereinafter described that were not dealt with by the Taranaki Botanic Garden Act, 1876, are hereby set apart as a reserve for botanic gardens and public recreation purposes and vested in the Mayor, Councillors, and Burgesses of the Borough of New Plymouth, to be managed and administered under the provisions of the Taranaki Botanic Garden Act, 1876, as if the whole of the said land had been included in the First Schedule to the said Act.

(2) The District Land Registrar for the Land Registration District of Taranaki is hereby authorized to make such entries in the Registers as are necessary to give effect to the provisions of this section.

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

All that area in the Taranaki Land District, containing two roods two perches, more or less, being Sections 1106 and 1126 on the public map of the Town of New Plymouth: as the same is delineated on plan marked L. and S. 1/536B, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

7. Whereas Crown Grant Number 1622, being a grant of a parcel of land known as Block B, Masterton Small Farms Settlement, described the said land to be bounded on the south-west by a public road, 50 links wide: And whereas Crown Grant Number 1448, subsequently issued for Section 20, Masterton Small Farms Settlement, included within the boundaries of the said section portion of the public road, 50 links wide, before-mentioned: And whereas Crown Grants Numbers 2325 and 2330 issued for Sections 1 and 43, Manaia Block, respectively, describe the north-eastern boundary of the said sections to be the Kuripuni Stream: And whereas the said Kuripuni Stream intersects the said public road, 50 links wide, and causes some portions of the said road to be included within the boundaries of the said Sections 1 and 43, Manaia Block: And whereas part of the land included in Crown Grant Number 1622 is

Amending the descriptions of the lands contained in Crown Grants for Block B and Section 20, Masterton Small Farms Settlement.

also included in Crown Grant Number 2330 : And whereas a portion of the land between the south-western boundary of the said road and the Kuripuni Stream has not been included in any Crown Grant : And whereas the Kuripuni Stream has been generally accepted as the common boundary of the lands in Crown Grants Numbers 1622, 2330, and 2325 : And whereas by Crown Grant Number 1622 part of the north-western boundary of the land included therein was shown to be a public road, 50 links wide (now part of Chapel Street in the Borough of Masterton) : And whereas by Crown Grant Number 1448 the south-eastern boundary of the land therein is shown as the said public road, 50 links wide (now part of Chapel Street) : And whereas by memorandum of transfer Number 50421 part of Section 43, Manaia Block, was dedicated as a public street (part Chapel Street) in the year nineteen hundred and four : And whereas in the year nineteen hundred and seven, by conveyance Number 98110, a part of Section 20 was dedicated as a public street to widen that portion of Chapel Street north of the Kuripuni Stream : And whereas another portion of Section 20 lying between the land in the said conveyance Number 98110 and the south-eastern boundary of Chapel Street was not dedicated but from the date of the said conveyance has been included in and used as part of the said Chapel Street : And whereas another part of the said Section 20, bounded on the north-west by Chapel Street, on the south by the Kuripuni Stream, and on the north-east by Block B aforesaid (which part includes part of the public road, 50 links wide, shown as the south-western boundary of the said Block B) was for some years prior to the date of conveyance Number 98110 considered to be part of Section 43, Manaia Block : And whereas parts of the lands in the various Crown Grants Numbers 1448, 1622, 2325, and 2330 have been brought under the provisions of the Land Transfer Act, 1915, or are in process of being brought under the provisions of the said Act by the Land Transfer (Compulsory Registration of Titles) Act, 1924 : And whereas difficulties have arisen in issuing titles for the said lands on account of the overlapping of some of the Crown Grants and the inclusion therein of land which is shown as a public road on one Crown Grant : And whereas it is desired to amend the descriptions of the lands in such Crown

Grants in order to remove such overlapping and to dispose of such road: Be it therefore enacted as follows:—

(1) The public road, 50 links wide, forming the most south-westerly boundary of the land in Crown Grant 1622 is deemed never to have been a road but to have been Crown land available for inclusion in Crown Grants 1622, 2325, and 2330. 5

(2) The description of Block B, Masterton Small Farms Settlement, as set out in Crown Grant Number 1622, is hereby cancelled, and the said Block B is hereby described as follows:— 10

All that piece of land, containing by admeasurement one hundred and twenty acres, more or less, being the block marked "B" on the plan of the Small Farms Settlement of Masterton, in the Wairarapa District: bounded towards the north-east by the Waipoua River; towards the south-east and again towards the north-east by the public roads forming the north-western and south-western boundaries of Section Number 19, 1200 and 1600 links respectively; again towards the south-east by Section Number 18, 1100 links; towards the south-west and again towards the south-east by the public roads forming the north-eastern and north-western boundaries of Section Number 6 and the north-western boundaries of Sections Numbers 5, 4, 3, 2, and 1, 1600 and 6500 links respectively; again towards the south-west by the Kuripuni Stream; towards the north-west and again towards the south-west by the public roads forming the south-eastern boundaries of Sections Numbers 20, 21, 22, 23, 24, and 30, and the north-eastern boundary of the said Section Number 30 and part Section Number 55, 6630 and 1800 links respectively; again towards the north-west by part of the said Section Number 55, 500 links; again towards the north-east by a public road, 200 links; again towards the north-west by the crossing of a public road and by part of the said Section Number 55, 600 links; and again towards the north east and north-west by the public roads forming the south-western and south-eastern boundaries of part of the said Section Number 55 and part of the south-eastern boundary of Section Number 56, 1600 and 1650 links respectively. 35 40

(3) The description of Section 20, Masterton Small Farms Settlement, as set out in Crown Grant Number 1448, is hereby cancelled, and the said Section 20 is hereby described as follows :—

5 All that piece of land, containing by admeasurement forty acres, more or less, being the section numbered 20 on the plan of the Small Farms Settlement of Masterton, in the Wairarapa District : bounded towards the north-east by Section Number 21, 4000 links ; towards
10 the south-east by a public road, 1450 links ; towards the south-west by the Kuripuni Stream ; and towards the north-west by Sections Numbers 33 and 29, 1075 links.

(4) The District Land Registrar at Wellington is hereby empowered to issue the necessary certificates of
15 title to agree with the descriptions set forth in subsections *two* and *three* hereof as if they were the original descriptions of the lands comprised in Crown Grants Numbers 1622 and 1448 respectively.

(5) The District Land Registrar at Wellington is
20 further empowered to amend any plans or certificates of title in his office which may require to be amended to agree with the descriptions of the lands comprised in Crown Grants Numbers 1622 and 1448 as the descriptions of the said lands are set out in subsections *two* and *three*
25 hereof respectively.

8. Whereas the land hereinafter described is vested in the Crown and is subject to the provisions of the Land for Settlements Act, 1925 : And whereas it is desirable that the said land should be added to the
30 Hutt Park Recreation Reserve : Be it therefore enacted as follows :—

Adding land
to Hutt Park
Recreation
Reserve.

(1) The land hereinafter described is hereby declared to be no longer subject to the Land for Settlements Act, 1925, and is hereby declared to form part of the Hutt
35 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 the said land as if it were included in the First Schedule thereto.

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

All that area in the Borough of Lower Hutt, situated in the Wellington Land District, containing by admeasurement four acres three roods twenty-nine perches, more or less, being parts of Sections 12 and 14, Hutt Registration District, and parts of 2A, 2B 1, 2B 2, and 3, Waiwhetu Pa, Block XIV, Belmont Survey District, and bounded as follows: towards the north-east by the railway-line to the Hutt Valley Settlement Industrial Area; towards the east and south-east generally by part Section 12, Hutt Registration District, and Section 4, Block LXI, Hutt Valley Settlement, the crossing of Park Road, and again by other part of the said Section 12 and Section 8, Block LXII, Hutt Valley Settlement; towards the south-west by Seaview Road; and towards the north and north-west generally by the Waiwhetu River; excepting from the above-described area the public road known as Park Road: as the same is more particularly delineated on plan numbered 134/111, deposited in the District Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

Authorizing
the Hundalee
Scenic Reserves
Board to accept
a lease of
certain land.

9. (1) Notwithstanding anything to the contrary in the Scenery Preservation Act, 1908, or in any other Act, the Hundalee Scenic Reserves Board (hereinafter referred to as the Board) may accept a lease of the land described in subsection *four* hereof for a term of ten years from the first day of October, nineteen hundred and thirty-five, upon such terms and conditions as the Minister charged with the administration of the said Act may approve.

(2) The Board may during the currency of any lease accepted as aforesaid deal with the land comprised therein in the same manner as it may deal with the reserves the control of which is vested in it, and may out of any funds at its disposal pay all rents and other charges now due or accruing due under any such lease.

(3) The execution by the Chairman and one other member of the Board of any lease accepted as aforesaid shall be a sufficient execution thereof on behalf of the Board.

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

All that area in the Marlborough Land District, containing by admeasurement three acres thirty-five perches and seven-tenths of a perch, more or less, being Sub-division 1 of the Omihi or "K." Native Block, situated

in Block XV, Hundalee Survey District: as the same is more particularly delineated on the plan marked L. and S. 505, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered
5 red.

10. Whereas by section thirteen of the Reserves and Crown Lands Disposal and Enabling Act, 1896, certain land was set apart as a reserve (now known as the Ship Cove Reserve) in memory of its occupation by Captain
10 Cook: And whereas it is desirable to add to the said reserve the Crown land firstly hereinafter described: And whereas an unformed road secondly hereinafter described, which for the most part is impracticable for access purposes, lies between the said reserve and Crown
15 land and the foreshore: And whereas it is deemed expedient to close the said road and add it also to the said reserve, and to vest the control of the reserve as then constituted in a Board: Be it therefore enacted as follows:—

Adding Crown land and a road to Ship Cove Reserve, and providing for the administration and control of the reserve.

20 (1) The Crown land described in subsection *four* hereof is hereby declared to form part of the Ship Cove Reserve, as set apart by section thirteen of the Reserves and Crown Lands Disposal and Enabling Act, 1896.

25 (2) The road described in subsection *five* hereof is hereby closed and declared to form part of the above-mentioned reserve.

30 (3) The provisions of section thirteen of the Scenery Preservation Act, 1908, and of sections three, four, and five of the Scenery Preservation Amendment Act, 1933, shall apply with respect to the above-mentioned reserve and to the lands added thereto as hereinbefore provided as if the said reserve and lands constituted a scenic reserve under the first-mentioned Act.

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

All that area in the Marlborough Land District, containing four hundred and thirty-nine acres and two roods, more or less, being Section 1 of 37, Block XI, and Section 1 of 2, Block XV, Gore Survey District,
40 bounded as follows: towards the north and east by Sections 36, Block XI, and part 1, Block XV, 6381·1 links and 4191 links respectively; towards the south by Sections 2 of 2, Block XV, and 2 of 37, Block XI, 5953·9 links and 10492·5 links respectively;

and towards the west by Sections 41 and 42, Block XI, Gore Survey District, 3122 links and 2031 links respectively, to the point of commencement. Saving and excepting from the above description the road one chain wide running through the said area :

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Also all that area containing one hundred and ninety-three acres, more or less, being Section 3 of 2, Block XV, Gore Survey District: bounded towards the west by Section 2 of 2, Block XV, 4808·6 links; towards the east by part Section 1, Block XV, 9668·1 links; towards the south by a road reserve one chain wide from high-water mark to Section 141, Queen Charlotte Sound; thence by the south-east, north-east, and north-west boundaries of the said Section 141 to the road reserve one chain wide; thence by the said road reserve to the point of commencement :

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As the same are more particularly delineated on the plan marked L. and S. 4/446, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

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

All those areas in the Marlborough Land District, containing forty-six acres three roods, more or less, being a Government Road one chain in width from high-water mark along the shores of Ship Cove, Resolution Bay, and Queen Charlotte Sound, fronting Sections 1 and 3 of 2, Block XV, and Section 2, Block XVI, Gore Survey District: as the same are more particularly delineated on the plans marked L. and S. 4/446A and 4/446B, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon coloured green.

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Cancelling reservation over the Buller Domain and making the land subject to the Small Farms (Relief of Unemployment) Act, 1932-33.

11. Whereas the land hereinafter described is a reserve subject to Part II of the Public Reserves, Domains, and National Parks Act, 1928, and is known as the Buller Domain: And whereas the control of the said land is vested in the Buller County Council as the Buller Domain Board: And whereas the said land is unsuitable and has never been used for the purpose of public recreation: And whereas it is desired to declare the said land to be subject to the provisions of the Small Farms (Relief of Unemployment) Act, 1932-33: And whereas the Buller County Council in its capacity as the Buller Domain

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Board has, by resolution, agreed to the cancellation of the reservation over the said land: Be it therefore enacted as follows:—

(1) Notwithstanding anything to the contrary in the Public Reserves, Domains, and National Parks Act, 1928, the reservation for the purpose of a public domain over the Buller Domain as hereinafter described is hereby cancelled, and the appointment of the Buller County Council as the Buller Domain Board is hereby revoked, and the said land is hereby declared to be Crown land subject to the provisions of the Small Farms (Relief of Unemployment) Act, 1932-33.

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

All that area in the Nelson Land District, containing by admeasurement two hundred acres, more or less, being Section 35, Block IV, Kawatiri Survey District.

12. Whereas the land described in subsection *three* hereof forms portion of the Coes Ford Domain, and for the purpose of straightening the boundaries and generally improving the shape of the said domain it is desirable that such land, together with the Crown land described in subsection *four* hereof, should be exchanged for the freehold land described in subsection *five* hereof: Be it therefore enacted as follows:—

Exchanging
Crown land
and portion
of Coes Ford
Domain for
private land.

(1) The reservation for recreation purposes over that portion of the Coes Ford Domain described in subsection *three* hereof, the subjection of the said land to the provisions of Part II of the Public Reserves, Domains, and National Parks Act, 1928, and the vesting of the control of the said land in the Coes Ford Domain Board, are hereby cancelled.

(2) Upon the conveyance or transfer to His Majesty the King of the freehold land described in subsection *five* hereof the said land shall be deemed to be permanently reserved for recreation purposes, to be subject to the provisions of Part II of the Public Reserves, Domains, and National Parks Act, 1928, and to form part of and to be included in the Coes Ford Domain under the control of the Coes Ford Domain Board. The Governor-General may thereupon, by Warrant under his hand, authorize the issue to the owner of the said freehold land of a certificate of title over the lands described in subsections *three* and *four* hereof.

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

All that area in the Canterbury Land District, containing by admeasurement seven acres and fifteen perches, more or less, and being part of Reserve Number 4329, situated in Block XI of the Leeston Survey District, and bounded as follows: towards the north-west by Crown land, 330 links; towards the north-east by a public road, 325 links; towards the east by other part of Reserve Number 4329 aforesaid; and towards the south-west by Rural Section Number 5615: as the same is more particularly delineated on the plan marked L. and S. 1/968A, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

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

All that area in the Canterbury Land District, containing by admeasurement one acre one rood thirty perches, more or less, and being a portion of Crown land situated in Block XI of the Leeston Survey District, and bounded as follows: towards the north-east generally by Reserve Number 4329; and towards the south-west and west by Rural Section Number 5615:

Also all that area in the Canterbury Land District, containing by admeasurement thirteen perches, more or less, and being a portion of Crown land situated in Block XII of the Leeston Survey District, and bounded as follows: towards the north by Crown land, 240 links; and towards the south generally by Rural Section Number 34272:

Also all that area in the Canterbury Land District, containing by admeasurement four acres and thirty perches, more or less, and being a portion of Crown land situated in Block XII of the Leeston Survey District, and bounded as follows: towards the north by Crown land, 312.3, 291.8, 269.6, 315.4, and 194.4 links; towards the south generally by Rural Section Number 5319; and towards the west by the Lake Road, 107.7 and 245.2 links:

Also all that area in the Canterbury Land District, containing by admeasurement eight perches, more or less, and being a portion of Crown land situated in

Block XII of the Leeston Survey District, and bounded as follows: towards the north-east and east by Crown land; and towards the south-west and west by Rural Section Number 5319:

5 As the same are more particularly delineated on the plan marked L. and S. 1/968B, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered yellow.

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

10 All that area in the Canterbury Land District, containing by admeasurement seven acres one rood ten perches, more or less, and being part of Rural Sections Numbers 34272 and 5615, situated in Blocks XI and XII
15 of the Leeston Survey District, and bounded as follows: towards the north generally by Reserve Number 4329 and Crown land; and towards the south and south-west by other part of Rural Sections Numbers 34272 and 5615:

20 Also all that area in the Canterbury Land District, containing by admeasurement thirty-seven perches, more or less, and being part of Rural Sections Numbers 5319 and 34272, situated in Block XII of the Leeston Survey District, and bounded as follows: towards the north-
25 west by Crown land; towards the east by the Lake Road, 190 links; and towards the south by other part of Rural Sections Numbers 5319 and 34272, 248·55 links:

30 As the same are more particularly delineated on the plan marked L. and S. 1/968c, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered green.

13. Whereas the lands hereinafter described, being lands reserved as endowments for primary and secondary education, are being utilized for the purposes of the
35 Small Farms (Relief of Unemployment) Act, 1932-33: And whereas it is provided by the said Act that all leases issued thereunder shall contain the right to acquire the fee-simple of the lands comprised therein: And whereas such right cannot lawfully be given in respect of
40 education-endowment lands: And whereas it is deemed expedient that the reservations over the said lands should be cancelled in order that they may be disposed of by way of lease under the said Act: Be it therefore enacted as follows:—

Cancelling the reservation over certain education-endowment-lands and making the provisions of the Small Farms (Relief of Unemployment) Act, 1932-33, applicable thereto.

(1) The reservation as endowments for primary or secondary education of the lands hereinafter described is hereby cancelled, and the said lands are hereby declared to be Crown lands, subject to the provisions of the Small Farms (Relief of Unemployment) Act, 1932-33. 5

(2) There shall be paid to the credit of the appropriate Education Endowments Deposit Accounts in respect of each of the several pieces of land hereinafter described such sum as the Minister of Lands and the Minister of Education may agree to be the value of the interest of the said accounts in such land, and every such sum shall be applied in accordance with the provisions of section twenty-seven of the Education Reserves Act, 1928. 10

(3) The primary-education-endowment lands to which this section relates are described as follows:— 15

North Auckland Land District.—Allotment 77, Mangatete Parish, containing one hundred and five acres, more or less; part Allotments N. 34 and 35, Toka Toka Parish, containing twenty-three acres three roods ten perches and seven-tenths of a perch, more or less: Allotment 126, Mareretu Parish, containing eighty-nine acres, more or less: 20

Auckland Land District.—Part Allotment 223 and Allotment 224, Hautapu Parish, containing fifty-three acres three roods, more or less: 25

Wellington Land District.—Section 4, Block I, Karioi Survey District, containing three hundred and twenty acres and eighteen perches, more or less; part Section 6, Block I, Karioi Survey District, containing one hundred and thirteen acres two roods seventeen perches, more or less: 30

Southland Land District.—Section 10, Block IX, Waikaia Survey District, containing four acres two roods, more or less.

(4) The secondary-education-endowment land to which this section relates is described as follows:— 35

Auckland Land District.—Part Allotment 223, Hautapu Parish, containing thirty-five acres, more or less.

Declaring land in Otamatea Survey District to have been a public road.

14. Whereas in the month of March, eighteen hundred and eighty-six, a portion of Kaitara Number 2 Block, situated in the Otamatea Survey District, North Auckland Land District, was surveyed for the purposes of a road, such survey being shown on a plan numbered 4217c, 40

deposited in the office of the Chief Surveyor at Auckland :
 And whereas such plan indicates that the consents of the
 Native owners at that time of the said block to the taking
 of the land required for such road were obtained, but the
 5 formality of taking was not completed : And whereas
 the land defined in the said plan was subsequently
 regarded as a public road, a deviation of which was
 purported to have been made by Proclamation published
 in the *Gazette* of the seventeenth day of March, nineteen
 10 hundred and twenty-seven : And whereas in consequence
 of the said Proclamation the area of two roods seven
 perches and one-tenth of a perch described in the Second
 Schedule thereto, being portion of the land laid out as a
 15 road, and was subsequently described as Section 1, Block
 IX, Otamatea Survey District, by certificate of title
 registered in Volume 458, folio 90, Auckland Registry :
 And whereas it is expedient to validate the said
 certificate of title : Be it therefore enacted as follows :—

20 The land described in certificate of title, Volume 458,
 folio 90, Auckland Registry, is hereby declared to have
 been a public road at the time of the taking effect of the
 aforesaid Proclamation, and the District Land Registrar
 is hereby directed to make any references on the said
 25 certificate of title which may be necessary to give effect
 to this section.

15. Whereas in the month of April, eighteen hundred
 and eighty-six, a portion of Kaitara Number 1 Block,
 situated in Block II, Otamatea Survey District, North
 30 Auckland Land District, was surveyed for the purposes
 of a road, such survey being shown on a plan numbered
 4217A, deposited in the office of the Chief Surveyor at
 Auckland : And whereas such plan indicates that the
 consent of the freehold owner at that time of the said
 35 block to the taking of the land required for such road was
 obtained, but the formality of taking was not completed :
 And whereas the land defined by the said survey has since
 been regarded as a public road, deviations of which were
 purported to have been made by Proclamations published
 40 in the *Gazette* of the eighteenth day of May, nineteen
 hundred and five, and the seventh day of January,
 nineteen hundred and fifteen : And whereas the areas

Declaring land
 in Otamatea
 Survey District
 to have been a
 public road.

described in the Second Schedules to the said Proclamations, being portion of the land laid out as a road as aforesaid, purported to have become closed roads and were subsequently described as Sections 1 and 2, Block II, Otamatea Survey District, by certificates of title registered in Volume 131, folio 264, and Volume 251, folio 74, Auckland Registry: And whereas it is expedient to validate the said certificates of title: Be it therefore enacted as follows:—

The strip of land surveyed in eighteen hundred and eighty-six through part of the Kaitara Number 1 Block, and shown on the said Plan Number 4217A, is hereby declared to have been a public road at the time of the taking effect of the aforesaid Proclamations, and the District Land Registrar at Auckland is hereby directed to make any entries on the said certificates of title which may be necessary to give effect to this section.

Adding portion
of a recreation
reserve to
Waikaraka
Cemetery.

16. Whereas the land hereinafter described forms part of a reserve vested in the Corporation of the Borough of Onehunga in trust as a place of public recreation and is subject to the provisions of the Public Reserves, Domains, and National Parks Act, 1928: And whereas the said land adjoins a reserve vested in the said Corporation in trust for a cemetery, known as the Waikaraka Cemetery, which is subject to the provisions of the Cemeteries Act, 1908: And whereas it is desirable that the said land should be added to the said Waikaraka Cemetery: Be it therefore enacted as follows:—

(1) Notwithstanding anything to the contrary in the Public Reserves, Domains, and National Parks Act, 1928, and the Cemeteries Act, 1908, the reservation as a place of public recreation over the land hereinafter described is hereby declared to be changed to a reservation for a cemetery, and the said land is hereby added to and declared to be part of the Waikaraka Cemetery.

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

All that area in the North Auckland Land District in the Borough of Onehunga, containing by admeasurement two roods twenty-five perches and six-tenths of a perch, more or less, being parts of Sections N. Portions 44, 45, 46, and 61, near Town of Onehunga, as shown on plan numbered 25943, deposited in the office of the District Land Registrar at Auckland: bounded towards the

north generally by other parts of Sections N. Portions 61, 44, 45, and 46, near Town of Onehunga, 1250·5 and 429·4 links; towards the south generally by Sections S. Portions 46, 45, 44, and M. 61, near Town of Onehunga, 5 1653·4 links; and towards the west generally by Alfred Street, 51·4 links: be all the aforesaid linkages more or less. As the same is more particularly delineated on the plan marked L. and S. 2/403, deposited in the Head Office, Department of Lands and Survey, at Wellington, 10 and thereon edged red.

17. Whereas the land hereinafter described is reserved as an endowment for secondary education: And whereas by the provisions of the Education Reserves Act, 1928, and of the Local Bodies' Leases Act, 1908, 15 no lease of the said land carrying a right of renewal may be disposed of unless it has first been offered by public auction or public tender: And whereas the said land adjoins similar endowment land held under lease by the Corporation of the County of Hawke's Bay (herein- 20 after called the Corporation): And whereas it is desired to grant to the said Corporation without competition a lease with rights of renewal of the land hereinafter described: Be it therefore enacted as follows:—

Empowering the Hawke's Bay Land Board to grant without competition a lease of education-endowment land to the Hawke's Bay County Council.

(1) Notwithstanding anything to the contrary in the 25 Education Reserves Act, 1928, or in the Public Bodies' Leases Act, 1908, the Land Board for the Land District of Hawke's Bay is hereby empowered to grant to the Corporation any lease of the land hereinafter described authorized by the above-mentioned enactments without 30 the necessity of offering any such lease by public auction or public tender:

Provided that no such lease as above mentioned shall be granted unless and until the Minister of Education shall have approved of the terms and conditions thereof.

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

All that area in the Hawke's Bay Land District, containing eight perches and thirty-three hundredths of a perch, being portion of Town Section 142, Napier, 40 and being Lots 3, 4, and 10 on a plan deposited in the Land Transfer Office at Napier as Number 6356.

Cancelling reservation over Suburban Section 96, Borough of Napier, declaring closed street to be Crown land, and reserving a drill-shed site.

18. Whereas Suburban Section 96 of the Borough of Napier was granted from the Crown on the first day of February, eighteen hundred and sixty-one, to the Superintendent of the Province of Hawke's Bay in trust for a site for emigration barracks and a Native hostelry : 5
 And whereas subsequent dealings with the said section have purported to reserve portions thereof as a site for a drill-shed and for telegraph purposes : And whereas a building erected on the area purported to have been reserved for a drill-shed site encroached upon a public street (known as Coote Road) : And whereas the original trust over the said section has never been extinguished and the said purported subsequent dealings have no force or effect : And whereas no portion of the said section is now required as a site for emigration barracks and a Native hostelry or for telegraph purposes : And whereas it is expedient that all trusts and reservations heretofore affecting the said section should be extinguished in order that portion of the land may be properly set apart as a drill-shed site and the remainder dealt with as Crown land : 10
 And whereas by Proclamation issued under section twelve of the Land Act, 1924, and published in the *Gazette* of the twenty-eighth day of March, nineteen hundred and thirty-five, portion of Coote Road (including the area encroached upon as above mentioned), which forms the south-western boundary of the said section, was declared to be closed : And whereas an area of Crown land, being part Suburban Section 95 of the said borough, was by the said Proclamation proclaimed a street : And whereas it is equitable that the Crown should receive that portion of the said closed street which forms the south-western boundary of the said Section 96 in exchange for the portion of the said Section 95 proclaimed as a street : Be it therefore enacted as follows :— 15
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(1) Notwithstanding anything to the contrary in the Public Reserves, Domains, and National Parks Act, 1928, or in any other Act, Suburban Section 96, Borough of Napier, described in subsection *five* hereof, is hereby declared to be freed from all trusts and reservations whatsoever heretofore affecting the same. 35
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(2) The land described in subsection *six* hereof, being that portion of Coote Road closed as hereinbefore mentioned, is hereby declared to be vested in His Majesty the King.

(3) The land described in subsection *seven* hereof, being portion of Suburban Section 96, Borough of Napier, together with part of the closed portion of Coote Road referred to in the *last preceding* subsection, is hereby
5 declared to be a reserve for a drill-shed site under and subject to the provisions of the Public Reserves, Domains, and National Parks Act, 1928.

(4) The land described in subsection *eight* hereof, being the remaining portion of Suburban Section 96,
10 Borough of Napier, together with the remaining part of the closed portion of Coote Road, is hereby declared to be Crown land available for disposal under the Land Act, 1924.

(5) The land to which subsection *one* hereof relates is
15 particularly described as follows :—

All that piece or parcel of land situate in the Town of Napier, containing by admeasurement three roods nineteen perches and seventy-six hundredths of a perch, more or less, being Suburban Section 96, Town of Napier :
20 bounded towards the north by Lot 1 on Plan Number 5078, deposited in the office of the District Land Registrar at Napier, and part of Suburban Section 83, Town of Napier, such boundary bearing $86^{\circ} 12'$, 542.04 links, and by lines as follows—commencing from the easternmost extremity
25 of the last-mentioned line ; thence southerly along Marine Parade by a line bearing $191^{\circ} 19'$, 334.26 links ; thence generally north-westerly by lines bearing $277^{\circ} 47' 30''$, 71.97 links, bearing $320^{\circ} 38' 30''$, 122.7 links, and bearing $299^{\circ} 51' 30''$, 376.02 links, to the westernmost extremity
30 of the first-mentioned boundary line : as delineated on Plan 1784, red, deposited in the office of the Chief Surveyor at Napier.

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

35 All that piece or parcel of land situate in the Town of Napier, containing by admeasurement thirty-two perches and three-hundredths of a perch, more or less, being that portion of Coote Road, closed as hereinbefore referred to : bounded by lines as follows—commencing
40 at a point bearing $119^{\circ} 51' 30''$, 11.71 links, from the westernmost corner of Suburban Section 96 ; thence south-easterly by lines bearing $119^{\circ} 51' 30''$, 364.31 links, and bearing $140^{\circ} 38' 30''$, 122.70 links ; thence north-westerly by lines bearing $284^{\circ} 49'$, 42.51 links, and

bearing $301^{\circ} 43' 20''$, 424.42 links ; thence northerly by a line bearing $11^{\circ} 13' 10''$, 43.02 links, to the point of commencement : as delineated on the aforesaid Plan 1784, red.

(7) The land to which subsection *three* hereof relates is particularly described as follows :— 5

All that piece or parcel of land situate in the Town of Napier, containing by admeasurement one rood thirty-five perches and eighty-one hundredths of a perch, more or less, being part of Suburban Section 96 and part of the closed street included in the area described in subsection *six* hereof : bounded by lines as follows—commencing at a point bearing $266^{\circ} 12'$, 98.01 links, from the easternmost corner of Suburban Section 96 ; thence southerly by a line bearing $192^{\circ} 57'$, 311.30 links ; thence north-westerly by lines bearing $284^{\circ} 49'$, 10.78 links, and bearing $301^{\circ} 43' 20''$, 198.74 links ; thence northerly by a line bearing $20^{\circ} 47' 10''$, 197.04 links ; thence easterly by a line bearing $86^{\circ} 12'$, 179.77 links, to the point of commencement : as the same is delineated on the aforesaid Plan 1784, red. 10 15 20

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

Firstly, all that piece or parcel of land situate in the Town of Napier, containing by admeasurement one rood eleven perches and twenty-eight hundredths of a perch, more or less, being part of Suburban Section 96, Town of Napier, and part of the closed street included in the area described in subsection *six* hereof : bounded by lines as follows—commencing at the easternmost corner of Suburban Section 96 ; thence southerly by a line bearing $191^{\circ} 19'$, 334.26 links ; thence westerly by lines bearing $277^{\circ} 47' 30''$, 71.97 links, and bearing $284^{\circ} 49'$, 31.73 links ; thence northerly by a line bearing $12^{\circ} 57'$, 311.30 links ; thence easterly by a line bearing $86^{\circ} 12'$, 98.01 links, to the point of commencement : as the same is delineated on the aforesaid Plan 1784, red : 25 30 35

Secondly, all that piece or parcel of land situate in the Town of Napier, containing by admeasurement one rood four perches and seven-tenths of a perch, more or less, being part of Suburban Section 96 and part of the closed street included in the area described in subsection *six* hereof : bounded by lines as follows—commencing at the westernmost corner of Suburban Section 96 ; thence easterly by a line bearing $86^{\circ} 12'$, 264.26 links ; thence 40

southerly by a line bearing $200^{\circ} 47' 10''$, 197.04 links ;
 thence generally north-westerly by lines bearing 301°
 $43' 20''$, 225.68 links, bearing $11^{\circ} 13' 10''$, 43.02 links, and
 bearing $299^{\circ} 51' 30''$, 11.71 links, to the point of com-
 5 mencement : as the same is delineated on the aforesaid
 Plan 1784, red.

19. Whereas upon the subdivision of certain land at
 Miramar acquired under the Housing Act, 1919, the
 land hereinafter described was set apart for recreation
 10 purposes : And whereas it is desired that the said land
 should be vested in the Mayor, Councillors, and Citizens
 of the City of Wellington in trust for the said purposes :
 And whereas the Wellington City Council has agreed to
 accept the said land subject to the said trust : Be it
 15 therefore enacted as follows :—

Vesting in
 Wellington City
 Corporation
 certain land at
 Miramar in trust
 for recreation
 purposes.

(1) The land hereinafter described is hereby per-
 manently reserved for recreation purposes, and declared
 to be vested in the Mayor, Councillors, and Citizens of
 the City of Wellington in trust for such purposes.

20 (2) The land to which this section relates is parti-
 cularly described as follows :—

All that area in the City of Wellington, situated in
 the Wellington Land District, containing by admeasure-
 ment one acre one rood thirteen perches and sixty-eight
 25 hundredths of a perch, more or less, being Lot 43, Block IV,
 Deposited Plan 6174, being part of Section 9, Watts
 Peninsula Registration District, Block VII, Port Nicholson
 Survey District : as the same is more particularly
 delineated on the plan marked L. and S. 1/739A, deposited
 30 in the Head Office, Department of Lands and Survey, at
 Wellington, and thereon bordered red :

Also all that area in the City of Wellington, situated
 in the Wellington Land District, containing by admeasure-
 ment two roods thirty-eight perches and forty-five
 35 hundredths of a perch, more or less, being Lot 32, Block
 VII, Deposited Plan 6175, being part of Section 11, Watts
 Peninsula Registration District, Block VII, Port Nicholson
 Survey District : as the same is more particularly delineated
 on the plan marked L. and S. 1/739B, deposited in the
 40 Head Office, Department of Lands and Survey, at Wel-
 lington, and thereon bordered green.

Vesting land in
Palmerston
North Hospital
Board in trust
for a sanatorium.

20. (1) The land hereinafter described is hereby vested in the Palmerston North Hospital Board in trust for the purposes of a sanatorium for consumptive patients, and shall be held by the said Board under and subject to the provisions of the Public Reserves, Domains, and National Parks Act, 1928. 5

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

All that area in the Wellington Land District, containing two roods thirty perches and nine-tenths of a perch, more or less, situate in Block IX, Waitohu Survey District, being part of Subdivision 11, Haruatai Block, and being Lot 25 and part Lot 26 on Plan Number 2464, deposited in the Land Registry Office at Wellington, and being all the land comprised in certificate of title, Volume 283, folio 115, Wellington Registry. 10 15

Section 12 of
the Reserves and
other Lands
Disposal Act,
1932-33,
amended.
Repeal.

21. Subsection two of section twelve of the Reserves and other Lands Disposal Act, 1932-33, as amended by section two of the Reserves and other Lands Disposal Act, 1934, is hereby further amended by omitting the words "nineteen hundred and thirty-six"; and substituting the words "nineteen hundred and thirty-seven"; and the said section two is hereby consequentially repealed. 20

Validating
certain payments
by the
Christchurch
Domain Board.

22. Notwithstanding anything to the contrary in the Public Reserves, Domains, and National Parks Act, 1928, or in any other Act, the payments amounting to twenty pounds one shilling and elevenpence made by the Christchurch Domain Board during the financial year ended the thirty-first day of March, nineteen hundred and thirty-five, in sending a display of plants and flowers to the National Show held at Dunedin on the twenty-fourth day of January, nineteen hundred and thirty-five, and in preparing the said display, and for the expenses of the Curator of the said Board in attending the annual conference of Superintendents and Curators of Public Parks and Gardens held at Dunedin on the said twenty-fourth day of January, are hereby validated and declared to have been lawfully made. 25 30 35

23. Whereas the land hereinafter described, being
 portion of the land referred to in section fourteen of
 the Reserves and other Lands Disposal Act, 1930, is
 part of the old railway-station site at Auckland: And
 5 whereas it is desirable that such land should become
 Crown land to be administered under the Land Act,
 1924: And whereas it is desirable to confer upon the
 Governor-General power to lease the said land to the
 Corporation of the City of Auckland for the purpose
 10 of establishing a transport terminus, and to grant to the
 Auckland City Council power to establish and operate
 the said terminus and certain ancillary powers: Be it
 therefore enacted as follows:—

Declaring part of
 the old railway-
 station site at
 Auckland to be
 Crown land, and
 authorizing the
 leasing of same
 to Auckland City
 Corporation for a
 transport
 terminus, and
 conferring
 powers on
 Auckland City
 Council in
 relation thereto.

(1) The land described in subsection *fourteen* of this
 15 section is hereby declared to be Crown land subject to
 the provisions of the Land Act, 1924.

(2) Notwithstanding anything to the contrary in the
 Land Act, 1924, or in any other Act, the Governor-
 General is hereby authorized and empowered to grant
 20 to the Corporation of the City of Auckland (hereinafter
 called the Corporation) and the Auckland City Council
 (hereinafter called the Council) is hereby authorized to
 accept on behalf of the Corporation a lease of the said
 land for such period with such rights of renewal and
 25 subject to such rent, terms, and conditions as the
 Governor-General may determine.

(3) The Council is hereby authorized and empowered
 to establish on the said land and on any adjacent lands
 a transport terminus and to equip the same with
 30 loading-stations, offices, workshops, waiting-rooms, service
 stations, shops, and such other facilities as it may consider
 expedient, and to maintain, operate, and develop the same,
 and the Council may by special order and without taking
 the steps described in sections nine to thirteen of the
 35 Local Bodies' Loans Act, 1926, raise a special loan, not
 exceeding twenty thousand pounds, for the purpose of
 establishing and equipping the said terminus.

(4) Notwithstanding anything to the contrary in the
 Transport Licensing Act, 1931, or in any other Act, or
 40 in any license issued thereunder, the Council may make
 by-laws for all or any of the following purposes:—

- (a) Requiring any persons carrying on passenger-services or goods-services within the meaning of the Transport Licensing Act, 1931, in or to or from the City of Auckland to use the said terminus as a starting and finishing point for such services, and to use the facilities provided at the terminus: 5
- (b) Prescribing the routes whereby vehicles shall enter or leave the said terminus, and generally regulating the conduct and control of the terminus and of persons using it: 10
- (c) Prescribing the fees and charges to be paid by persons using the said terminus and the time and method of payment thereof.
- (5) All fees and charges payable under any such by-law shall be recoverable in any Court of competent jurisdiction from the persons by whom they are payable as a debt due to the Corporation. 15
- (6) A copy of every by-law made under this section shall within seven days after the making thereof be sent by the Council to the Minister of Transport, who may at any time thereafter by notice published in the *Gazette* disallow the by-law or any part thereof. On the publication in the *Gazette* of any such notice of disallowance the by-law or part thereof disallowed shall cease to have effect, but such disallowance shall not affect the validity of anything theretofore done under the by-law. 20 25
- (7) During the continuance of the lease mentioned in subsection *two* hereof or any renewal thereof, the Council may by special order close the street running from Gore Street Extension to Britomart Street and that portion of Gore Street Extension extending from the southern boundary of the land described in subsection *fourteen* hereof to Quay Street, and may utilize any land comprised in the streets so closed for the purposes of this section. 30 35
- (8) The Auckland Harbour Board may grant to the Corporation and the Council may accept on behalf of the Corporation a lease of any lands adjacent to the lands described in subsection *fourteen* hereof for the purpose of being used for access to or in connection with the said terminus for such period and with such rights of renewal and subject to such rent, terms, and conditions as may be agreed on between the said Board 40

and the Council, and the Council may acquire as for a public work for any such purpose any adjacent lands or any leasehold or other interest therein.

- 5 (9) The Council may by special order lease the said terminus and the plant and equipment thereof, or contract with any person for the operation thereof, in each case upon such terms and conditions as may be agreed on between the Council and the lessee or contractor, as the case may be.
- 10 (10) The Council may, without offering the same by public auction or tender, grant a lease of any portion of the lands described in subsections *seven* and *fourteen* hereof, and not required for the purpose of the said terminus, upon such terms and conditions as may be
- 15 agreed on between the Council and the lessee, provided that such powers shall be subject in all respects to the terms and conditions of the lease mentioned in subsection *two* of this section.
- 20 (11) In any case where the person carrying on any passenger-service or goods-service as aforesaid has before the passing of this Act entered into any obligations or incurred any expenses in relation to any freehold or leasehold property acquired or to be acquired by him, and in consequence thereof suffers loss by reason of being
- 25 required to use the said terminus, he shall be entitled to recover from the Council compensation for such loss under the provisions of the Public Works Act, 1928.
- (12) The Council is hereby authorized and empowered to equip and utilize any portion of the lands mentioned
- 30 herein as and for a parking-station or for any other purpose for the time being authorized by law or approved by the Governor-General, and to make reasonable charges for the use thereof or of any facility provided in connection therewith.
- 35 (13) The District Land Registrar for the Land Registration District of Auckland is hereby empowered and directed, upon application being made to him in that behalf, and upon payment of all necessary fees, to register the leases authorized by this section against the relevant
- 40 title or titles.
- (14) The land which is declared to be Crown land to be leased to the Council as hereinbefore provided is particularly described as follows:—

All that area in the City of Auckland, containing by admeasurement two acres one rood seven perches and eighty-nine hundredths of a perch, more or less, being Lots 1 to 39, both inclusive, on a plan deposited in the office of the District Land Registrar at Auckland and numbered 24330, being a subdivision of part Section 1, City of Auckland, and being part of the land comprised in certificate of title, Volume 624, folio 189, Auckland Registry. 5

Authorizing application of moneys received in respect of the Onairo Domain, Taranaki Land District, for the purposes of the Pukemiro and Onairo River Scenic Reserves.

24. Notwithstanding anything to the contrary in the Public Reserves, Domains, and National Parks Act, 1928, there may in any year be paid to the New Plymouth Scenic Reserves Board from the moneys received in respect of the Onairo Domain such sum or sums as may from time to time be determined by the Minister of Lands, and all moneys so paid shall be applied by the said Board towards the management, administration, and improvement of the Pukemiro and Onairo River Scenic Reserves, which reserves adjoin the said Onairo Domain. 10 15 20