

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

*House of Representatives,
28th October, 1936.*

Hon. Mr. Langstone.

RESERVES AND OTHER LANDS DISPOSAL.

ANALYSIS.

- | Title. | |
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| 1. Short Title. | |
| 2. Further provisions with respect to mining privileges for the supply of water to lands in the Downs Settlement and other lands in Otago Land District. | 9. Vesting in the Roman Catholic Bishop of the Diocese of Auckland Sections 94 and 49 of the Village of Taupiri, the former in trust for a burial-ground and the latter without words of limitation. |
| 3. Amending section 2 of the Reserves and other Lands Disposal and Public Bodies Empowering Act, 1912. | 10. Authorizing the issue of a certificate of title to the executor of the will of George Brown Oman for Lot 1, D.P. 2276, Gisborne Land Registry. |
| 4. Authorizing the cancellation of the present title for Allotment 94A, Maungatapere Parish, and directing the issue of a new title therefor. | 11. Authorizing the Cook Hospital Board to sell certain land. |
| 5. Authorizing the issue of a certificate of title to Charles Crisp, of Taupaki, for Lot 1, D.P. 8476, Auckland Land Registry. | 12. Revoking the reservation for scenic purposes over Section 4s, Huatoki Settlement, cancelling the vesting of the control thereof in the Huatoki Scenic Board, and adding the said Section 4s and Section 9s, Huatoki Settlement, to the Huatoki Domain. Repeal. |
| 6. Authorizing the closing of a road through Allotment 39, Mahurangi Parish, and vesting this closed road in the owner of the said allotment. | 13. Authorizing the Taranaki Land Board to incorporate in a lease of education-endowment land certain other land after the transfer thereof to His Majesty the King. |
| 7. Cancelling the reservation as permanent State forest over certain lands in the Auckland Land District, and setting the same apart as scenic reserves. | 14. Revesting portion of the National Art Gallery site in His Majesty the King, vesting an additional area in the Board of Trustees of the National Art Gallery, and revesting a site for educational purposes in His Majesty the King. |
| 8. Adding a municipal reserve to Waikaraka Cemetery and authorizing the Onehunga Borough Council to raise a loan of £15,000, &c. | |

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| <p>15. Revoking the reservation for recreation purposes over Section 47, Block XIII, Makuri Survey District, and declaring the same to be reserved for scenic purposes.</p> <p>16. Vesting in Mary McKain the leasehold interest in Section 15, Horowhenua Village Homestead Settlement.</p> <p>17. Authorizing the Picton Borough Council to sell certain land.</p> <p>18. Declaring 7,100 acres of the Buller Coal Field Reserve to be a scenic reserve.</p> <p>19. Validating a certain deed of lease between His Majesty the King and the Lyttelton and Heathcote Recreation Trust, and validating certain payments by the Lyttelton and Heathcote Domain Board and authorizing the making of similar payments in the future.</p> <p>20. Validating an agreement as to reclamation of lands at the mouth of the Hutt River, and providing for the taking of land adjoining or near to the reclamation.</p> <p>21. Validating transfers of portions of Reserve 1867, Block X, Oxford Survey District, Canterbury Land District.</p> <p>22. Authorizing the Taupo Domain Board to expend its funds towards repayment of a loan to be raised by the Taupo Road Board for the construction of thermal baths upon the Domain.</p> <p>23. Authorizing the restricted use of certain land in Section 5, Evans Bay Registration District, as a burial-ground.</p> | <p>24. Cancelling the reservation as provisional State forest over certain lands in Nelson Land District, and setting the same apart as scenic reserves.</p> <p>25. Authorizing creation of an easement for water-supply over education reserve lands for Waikari School-bath.</p> <p>26. Cancelling the reservation as provisional and permanent State forest over certain lands in the Westland Land District, and setting the same apart as scenic reserves.</p> <p>27. Authorizing the diversion of moneys derived from the Opotiki and Waioeka Domain towards the establishment of an aerodrome.</p> <p>28. Authorizing the Opotiki Hospital Board to sell Allotments 365, 366, and 411 of Section 2, Town of Opotiki, provided certain freehold land held by the Board is declared to be a public reserve.</p> <p>29. Cancelling the reservation as a provisional State forest over certain land in Marlborough Land District, and setting the same apart as a scenic reserve.</p> <p>30. Extending powers of Auckland City Council to borrow moneys for purposes of a transport terminus on the old railway-station site.</p> <p>31. Restricting the right to alienate lands acquired from the Waikato Land Settlement Society.</p> <p>32. Authorizing the Trustees of the New Zealand Sheepowners' Acknowledgment of Debt to British Seamen Fund to sell land to the Crown, and authorizing the acquisition of the said land on behalf of His Majesty the King.</p> |
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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, 1936. 10

2. Whereas by section fifteen of the Reserves and other Lands Disposal Act, 1932, special provision was made with respect to certain mining privileges acquired by His Majesty the King for the supply of water to the
5 lands in the Downs Settlement, and to such other lands as may for the time being be included with the Downs Settlement in an area to be defined from time to time by the Minister of Lands (hereinafter referred to as the Minister) under paragraph (a) of subsection two of the
10 said section: And whereas it is desirable to make further provision in relation thereto in manner hereinafter appearing: Be it therefore enacted as follows:—

(1) Notwithstanding anything to the contrary in the said section fifteen, not more than three heads of
15 water out of the water authorized to be diverted under the license for a water-race Number 4892, referred to in subsection six of the said section, or under any renewal of that license, or under any new license substituted therefor, shall be held or applied for the purposes of
20 the lands within the area for the time being defined as aforesaid, and the remainder of the water comprised in the said license or in any renewal or new license as aforesaid shall be held and applied in such manner and for such purposes as the Minister of Public Works from time
25 to time determines.

(2) The provisions of sections two hundred and seventy-eight, two hundred and seventy-nine, and two hundred and eighty of the Public Works Act, 1928, and of Part III of the Finance Act, 1933 (No. 2), shall, so
30 far as they are applicable and with the necessary modifications, apply with respect to every agreement made (whether before or after the passing of this Act) under paragraph (d) of subsection two of the said
35 section fifteen, as if it were an irrigation agreement as defined in section thirty-four of the said Finance Act, 1933 (No. 2).

(3) In the application of the said provisions as provided by the *last preceding* subsection—

(a) References to the Minister of Public Works shall
40 be deemed to be references to the Minister of Lands:

(b) References to the District Engineer of the Public Works Department shall be deemed to be references to the Commissioner of Crown
45 Lands:

Further provisions with respect to mining privileges for the supply of water to lands in the Downs Settlement and other lands in Otago Land District.
1932, No. 24

See Reprint of Statutes, Vol. VIII, p. 755
1933, No. 41

(c) The definition of the term "lease" in subsection three of the said section two hundred and seventy-eight shall be deemed to be extended to include a license to occupy land pending the purchase thereof from His Majesty the King on a system of deferred payments, and any other license or lease issued by or on behalf of His Majesty. 5

(4) The said section fifteen is hereby consequentially amended by omitting from paragraph (d) of subsection two all words after the words "(if any)". 10

(5) In the *next two succeeding* subsections the term "lease" means a lease or license issued by or on behalf of His Majesty the King, and includes a license to occupy land pending the purchase thereof from His Majesty on a system of deferred payments. 15

(6) Where the lessee for the time being under any lease (whether issued before or after the passing of this Act) of any land in respect of which an irrigation agreement under the said paragraph (d) of subsection two of the said section fifteen is for the time being registered surrenders his lease and obtains a new lease in exchange therefor, the irrigation agreement and the provisions applied by subsection *two* hereof shall continue to apply with respect to the new lease as if it were a renewal of the surrendered lease. Where any such lessee obtains a title in fee-simple to any land in respect of which an irrigation agreement is for the time being registered, the irrigation agreement and the provisions applied as aforesaid shall continue to apply with respect to that land as if the agreement had been made with the legal owner in fee-simple of the land. 20 25 30

(7) In every lease (whether issued before or after the passing of this Act) of any land in respect of which any such irrigation agreement is for the time being registered (whether registered before or after the execution of the lease) there shall be implied a covenant by the lessee with His Majesty the King to observe and perform the irrigation agreement and to pay all moneys from time to time payable thereunder in respect of the land comprised in the lease. 35 40

(8) The power of delegation conferred on the Minister by paragraph (e) of subsection two of the said section fifteen may be exercised from time to time. Every

such delegation shall be revocable at will, and no such delegation shall prevent the exercise of any power by the Minister in person.

5 (9) Any such delegation may be made to a committee comprising such of the persons for the time being entitled to a supply of water under the said section as may be specified in that behalf in the instrument of delegation. The Minister may from time to time appoint
10 any person for the time being entitled to a supply of water as aforesaid to be a member of any such committee. Any member of any such committee may resign office by notice in writing to the Minister. Any member may be
15 at any time removed from office by the Minister; and any member who ceases to be entitled to a supply of water as aforesaid shall be so removed from office. Every such appointment or removal shall be in writing under the hand of the Minister. In the event of any
20 change in the membership of the committee to which any such delegation has been made, the delegation shall continue to have effect as if made to the persons for the time being holding office as members of the committee. In addition to any other powers contained therein, any such delegation may include power to determine in the
25 manner therein provided the amounts to be paid from time to time for the supply of water as aforesaid and power to demand, recover (by legal proceedings or otherwise), and receive such amounts and to enforce the provisions of any agreement for the supply of water and either in the name of the committee or otherwise
30 as may be provided in the delegation.

3. Section two of the Reserves and other Lands Disposal and Public Bodies Empowering Act, 1912, is hereby amended by repealing subsection four, and substituting the following subsection:—

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

40 “All that area in the North Auckland Land District, in the Borough of One Tree Hill, containing by admeasurement twenty-five perches and four-tenths of a perch, more or less, being Part Allotment 11, Section 12, Suburbs of Auckland, and being part of the public reserve constituted by the One Tree Hill Reserve Act, 1886: bounded towards the north by a line bearing 93° 11', distance 122.73 links; towards the east generally

Amending section 2 of the Reserves and other Lands Disposal and Public Bodies Empowering Act, 1912. 1912, No. 46

by lines bearing $183^{\circ} 11'$, distance 48.48 links, and $199^{\circ} 26'$, distance 113.69 links; towards the south by a line bearing $273^{\circ} 11'$, distance 59.09 links; and towards the west generally by lines bearing $346^{\circ} 56'$, distance 113.68 links, and $3^{\circ} 11'$, distance 48.48 links: as the same is more particularly delineated on the plan marked L. and S. 1/14, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red." 5

Authorizing
the cancellation
of the present
title for
Allotment 94A,
Maungatapere
Parish, and
directing the
issue of a new
title therefor.

4. Whereas a Crown grant dated the fourth day of 10
July, eighteen hundred and seventy-two, and registered
in Volume 5, folio 54, Auckland Registry, purported to
grant one hundred and twenty-nine acres of land,
described as being Allotment 94A of the Parish of
Maungatapere, to the Superintendent of the Province 15
of Auckland in trust for educational purposes: And
whereas the diagram and the description in the said
grant included only sixty-seven acres one rood, being
part only of the said Allotment 94A: And whereas
portion of the said Allotment, omitted from the diagram 20
and description in the said grant, was subsequently
offered for selection and selected under an occupation
with right of purchase license and the freehold thereof
was acquired: And whereas it would be inequitable to
disturb the said freehold title: And whereas it is 25
desired to amend the diagram and description in the
said grant in order that it shall include an area of one
hundred and twenty-nine acres as was originally
intended to be granted thereby: And whereas by the
inclusion of an area of adjoining unoccupied Crown 30
land the necessary area may be made up: Be it
therefore enacted as follows:—

(1) The land granted by the aforesaid Crown grant
shall be deemed to have always been the land hereinafter
described. 35

(2) The District Land Registrar for the Land
Registration District of Auckland is hereby empowered
and directed to cancel the aforesaid Crown grant and
to issue in substitution therefor a certificate of title in
favour of His Majesty the King for the land hereinafter 40
described as an endowment for the purposes of primary
education, and to amend any plans or certificates of
title in his office which will require to be amended to
give effect to the provisions of this section.

(3) The land referred to in subsection *one* of this section is particularly described as follows:—

All that area in the North Auckland Land District, containing one hundred and twenty-nine acres, more or less, being Allotment 94A of the Parish of Maungatapere, and bounded as follows: towards the north-west by Allotments 102 and 101, Maungatapere Parish, 2480.1 and 740.6 links; towards the north-east by Allotment 100 of the aforesaid Parish, 2011.3 and 266.7 links, and by the crossing of a public road, 110.5 links; again towards the north-west by a public road 100 links wide, 554.6, 538.25, 355.1, 290.4, 166.7, and 761.6 links; and again towards the north-east by Allotment 93 and the western portion of Allotment 94 of the aforesaid Parish, 3758.5 links; towards the south-east and south-west generally by a public road 100 links wide, 77.5, 319.6, 402.0, 330.5, 1034.2, 1133.4, and 545.1 links, and by the crossing of a public road, 143.9 links; and again towards the south-east by a public road 100 links wide, 489.6 and 509.5 links; and thence again towards the south-west by Allotment 125, Maungakaramea Parish, 3221 links; excepting thereout an intersecting public road: as the same is more particularly delineated on North Auckland Plan 28085 blue, deposited in the office of the Chief Surveyor at Auckland.

5. Whereas the land hereinafter described was donated to the Crown by Charles Crisp, of Taupaki, Farmer, for the purpose of a post-office site on condition that should the Crown decide not to erect a post-office thereon the land should be revested in the said Charles Crisp: And whereas the Crown has now decided not to erect a post-office thereon and it is desired to revest the land in the said Charles Crisp without payment, for which there is no legal authority: Be it therefore enacted as follows:—

Authorizing the issue of a certificate of title to Charles Crisp, of Taupaki, for Lot 1, D.P. 8476, Auckland Land Registry.

(1) The District Land Registrar for the Auckland Land Registration District is hereby empowered and directed to issue to the said Charles Crisp a certificate of title free of charge for the land hereinafter described.

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

All that area in the North Auckland Land District, containing one rood three and one-half perches, being Lot 1 on a plan deposited in the Land Registry Office

at Auckland as number 8476, and being part of Allotment 70, Parish of Waipareira, and being all the land comprised in certificate of title, Volume 233, folio 143, Auckland Registry.

Authorizing
the closing
of a road
through
Allotment 39,
Mahurangi
Parish, and
vesting this
closed road
in the owner
of the said
allotment.

6. Whereas by Crown Grant Number 68B, dated the 5
tenth day of July, eighteen hundred and fifty-six, being a
grant of one thousand six hundred and forty-seven acres
known as Allotment 39 of the Parish of Mahurangi, a
right was reserved to the Crown to lay out roads over
the said allotment: And whereas in the year eighteen 10
hundred and sixty-five, in pursuance of the said right,
the Warkworth-Matakana Road was laid off through the
said allotment as shown on a plan numbered 850E in the
office of the Chief Surveyor at Auckland, but no evidence 15
of the taking of land from the said allotment for a road
was ever registered against the title thereto: And
whereas the said allotment was brought under the
provisions of the Land Transfer Act, 1885, on the twenty-
ninth day of June, eighteen hundred and eighty-six, by 20
a certificate of title registered in Volume 44, folio 168,
Auckland Registry, and was subdivided as shown on a
plan deposited in the Land Registry Office at Auckland
as number 571 on the twenty-second day of November,
eighteen hundred and eighty-seven: And whereas the 5
roads shown on plan number 571, extending from the
western boundary of the said allotment to Duck Creek
near pegs numbered XLVIA and XXXIIIA, were laid out
to effect the same connection as the road laid out in the
year eighteen hundred and sixty-five as hereinbefore 30
recited, but do not coincide with and are not regarded by
the Chief Surveyor at Auckland as a re-definition of the
original road: And whereas it is desirable and expedient
to substitute the roads through Allotment 39 shown on
plan number 571 for the road shown on the said plan
number 850E: Be it therefore enacted as follows:— 35

The roads shown on the said plan number 571
between the points hereinbefore mentioned are hereby
declared to have been public roads as from the twenty-
second day of November, eighteen hundred and eighty-
seven, and the road shown on the said plan number 850E 40
is hereby declared to have been closed and vested in the
owner of the said Allotment 39 on that date, and the
District Land Registrar at Auckland is hereby

empowered and directed to make such entries in the Registers as may be necessary to give effect to the provisions of this section.

7. Whereas the land firstly hereinafter described
 5 forms portion of an area set apart as a permanent State forest by Proclamations published in the *Gazette* of the fourteenth day of March, nineteen hundred and eighteen, and of the third day of October, nineteen hundred and thirty-five: And whereas the lands secondly hereinafter
 10 described were by Warrant published in the *Gazette* of the twenty-first day of July, eighteen hundred and ninety-two, permanently reserved for the growth and preservation of timber, and are now permanent State forests: And whereas all the said lands are now subject
 15 to the provisions of the Forests Act, 1921-22: And whereas it is desirable that the said lands should be set apart as scenic reserves subject to the provisions of the Scenery Preservation Act, 1908, as recommended by the Scenery Preservation Board constituted under that
 20 Act: Be it therefore enacted as follows:—

(1) The reservation for permanent State forest purposes over the lands hereinafter described is hereby cancelled and the said lands are hereby set apart as scenic reserves, subject to the provisions of the Scenery
 25 Preservation Act, 1908.

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

Firstly, all that area in the Auckland Land District, situated in Block VII, Katikati Survey District, and
 30 Block X, Aongatete Survey District, and containing by admeasurement three hundred and sixteen acres two roods and thirty-three perches, more or less, being parts of the State forests set apart by Proclamations in the
 35 *Gazette* of nineteen hundred and eighteen, page 802, and of nineteen hundred and thirty-five, page 2735: bounded towards the north and north-east by other part of the State forest set apart by Proclamation in the *Gazette* of
 40 nineteen hundred and eighteen, page 802; towards the north-east and south by other part of the State forest set apart by Proclamation in the *Gazette* of nineteen hundred and thirty-five, page 2735; towards the south-west by parts Sections 47 and 45, Block XII, Aroha Survey District, and Sections 14s, 15s, 16s, and 13s, Wairakau Settlement: as the same is more particularly

Cancelling the reservation as permanent State forest over certain lands in the Auckland Land District, and setting the same apart as scenic reserves.

See Reprint of Statutes, Vol. III, p. 425

Ibid., Vol. VIII, p. 613

delineated on the plan marked L. and S. 300A, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red:

Secondly, all that area in the Auckland Land District, containing by admeasurement fifty acres, more or less, being Section 28, Block VII, Wairere Survey District: as the same is more particularly delineated on the plan marked L. and S. 300B, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red. Also all that area in the Auckland Land District, containing by admeasurement fifty acres, more or less, being Section 10, Block XI, Wairere Survey District: as the same is more particularly delineated on the plan marked L. and S. 300c, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

Adding a municipal reserve to Waikaraka Cemetery and authorizing the Onehunga Borough Council to raise a loan of £15,000, &c. See Reprint of Statutes, Vol. VI, p. 1134; Vol. I, p. 731

8. Whereas the land described in subsection *four* hereof forms part of a reserve vested in the Corporation of the Borough of Onehunga in trust for municipal purposes, 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, firstly described in subsection *five* hereof, which is subject to the provisions of the Cemeteries Act, 1908, and it is desirable that the said land should be added to the said Waikaraka Cemetery: And whereas the said land is situated within the Manukau Harbour and will require to be reclaimed before it may be used for cemetery purposes, and the Onehunga Borough Council has commenced such reclamation works and also the work of improving and developing the lands described in subsection *five* hereof out of moneys in its District Fund Account: And whereas the said Council desires to obtain authority to raise a loan of fifteen thousand pounds, without submitting the proposal to a poll of ratepayers, to reimburse the District Fund Account for all moneys expended therefrom upon the said reclamation since the first day of November, nineteen hundred and thirty-five, and to enable the work of reclamation and of improvement and development of the lands described in subsections *four* and *five* hereof to be further proceeded with: And whereas the said Council desires to establish

a separate account into which shall be paid all moneys derived from the said land and from the said Waikaraka Cemetery and from the land secondly described in subsection *five* hereof, being a reserve vested in the said Corporation for the purpose of public recreation subject to the provisions of the Public Reserves, Domains, and National Parks Act, 1928, the funds in the separate account to be applied solely in or towards payment of the annual charges in respect of the above-mentioned loan and in or towards the costs of maintenance, management, and improvement of all the aforesaid lands, and for no other purpose: 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 for municipal purposes over the land described in subsection *four* hereof 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 Onehunga Borough Council may, by special order and without taking the steps prescribed by sections nine to thirteen of the Local Bodies' Loans Act, 1926, raise a special loan, not exceeding fifteen thousand pounds, for the purpose of repaying to the said Council all costs, charges, and expenses paid and incurred by the said Council since the first day of November, nineteen hundred and thirty-five, out of its District Fund Account for the improvement and development of the lands described in subsections *four* and *five* hereof and for the purpose of the future improvement and development of the said lands.

(3) Notwithstanding anything to the contrary in the Public Reserves, Domains, and National Parks Act, 1928, the Cemeteries Act, 1908, or in any other Act, the Onehunga Borough Council is hereby authorized to establish a separate account, to be known as "The Waikaraka Cemetery and Recreation-ground Trust-Account", at such bank as the said Council may from time to time appoint, into which shall be paid all moneys whatsoever received by the said Council in respect of the lands described in subsections *four* and *five* hereof, and the funds in the said account shall be expended in

See Reprint
of Statutes,
Vol. V, p. 365

or towards the payment of the annual charges on any loan raised under the authority of the *last preceding* subsection and in or towards the maintenance, management, and improvement of the said lands and for no other purpose: 5

Provided that, pending the expenditure of the funds of the said account in the manner aforesaid, the said Council may invest such funds in such securities as shall from time to time be authorized by law for the investment of trust funds or may deposit such funds at interest 10 with the said Council.

(4) The area of municipal reserve to be added to the Waikaraka Cemetery is particularly described as follows:—

All that area in the North Auckland Land District in 15 the Borough of Onehunga, containing by admeasurement five acres and twenty-two perches, more or less, being Lot 6 on Plan Number 25356, deposited in the office of the District Land Registrar at Auckland, and being portion of an area vested in the Corporation of the Borough of 20 Onehunga in fee-simple for municipal purposes by the Onehunga Borough Vesting Act, 1911: as the same is more particularly delineated on the plan marked L. and S. 2/403A, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged 25 red.

(5) The Waikaraka Cemetery and the recreation reserve referred to in this section are particularly described as follows:—

Firstly, all that area in the North Auckland Land 30 District, in the Borough of Onehunga, containing by admeasurement ten acres two roods twenty-five perches and six-tenths of a perch, more or less, being Sections M 61, S 44, S 45, S 46 and parts N 61, N 44, N 45, and N 46, near the Town of Onehunga, being the 35 whole of the land comprised in certificate of title, Volume 24, folio 298, and part of the land comprised in certificate of title, Volume 24, folio 300, Auckland Registry: bounded towards the north by parts Sections 40 N 61, N 44, N 45, and N 46, near the Town of Onehunga (Waikaraka Recreation Reserve); towards the south-east generally by the Manukau Harbour; towards the west and south-east generally by Lot 6 on Plan Number 25356, deposited in the office of the District Land Registrar at Auckland; and again towards the west 45

generally by Lots 4 and 5 on Plan Number 25356 aforesaid, and Alfred Street: as the same is more particularly delineated on the plan marked L. and S. 2/403B, deposited in the Head Office, Department of
 5 Lands and Survey, at Wellington, and thereon edged red; and

Secondly, all that area in the North Auckland Land District, in the Borough of Onehunga, containing by admeasurement thirty-two acres two roods thirty-six
 10 perches and four-tenths of a perch, more or less, being Sections 47 and 48 and parts of Sections N 61, N 44, N 45, and N 46, near the Town of Onehunga, and being portion of the land comprised in certificate of title, Volume 24, folio 300, Auckland Registry: bounded
 15 towards the north by Neilson Street; towards the east generally by a public road, and a Borough Reserve below high-water mark; towards the south-east generally by the Manukau Harbour; towards the south generally by the other parts of Sections N 46, N 45, N 44, and N 61,
 20 near the Town of Onehunga (Waikaraka Cemetery Reserve); and towards the west generally by Alfred Street: as the same is more particularly delineated on the plan marked L. and S. 2/403c, deposited in the Head Office, Department of Lands and Survey, at Wellington,
 25 and thereon edged red.

9. Whereas the whole of the lands hereinafter described is shown upon the survey plan of the Village of Taupiri made in the year eighteen hundred and seventy-four as a site for a Roman Catholic Church:
 30 And whereas a Roman Catholic Church was actually erected upon the said site, but was destroyed by fire in or about the year eighteen hundred and ninety-eight: And whereas the land described in subsection three hereof, being portion of the said site, has been used for
 35 the burial of the dead: And whereas no title to the said site has ever been issued and it is deemed equitable that the whole of the said land should be vested in the Roman Catholic Bishop of the Diocese of Auckland, as to the said portion above-mentioned used as a burial-ground,
 40 in trust for that purpose, and as to the balance of the said site, without any words of limitation: Be it therefore enacted as follows:—

(1) Notwithstanding anything to the contrary in the Cemeteries Act, 1908, or in any other Act, the land
 45 described in subsection *three* hereof is hereby vested

Vesting in the Roman Catholic Bishop of the Diocese of Auckland Sections 94 and 49 of the Village of Taupiri, the former in trust for a burial-ground and the latter without words of limitation.

See Reprint of Statutes, Vol. I, p. 731

in the Roman Catholic Bishop of the Diocese of Auckland and his successors forever, in perpetual succession as a corporation sole, in trust as a site for the burial of the dead according to the rites of the Roman Catholic Church. 5

(2) The land described in subsection *four* hereof is hereby vested in the Roman Catholic Bishop of the Diocese of Auckland.

(3) The land to which subsection *one* hereof relates is particularly described as follows:— 10

All that area in the Auckland Land District, containing by admeasurement thirteen perches and three-tenths of a perch, more or less, being Section 94, Village of Taupiri, Block IV, Newcastle Survey District: as the same is more particularly delineated on a plan marked L. and S. 22/4109A, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red. 15

(4) The land to which subsection *two* hereof relates is particularly described as follows:— 20

All that area in the Auckland Land District, containing by admeasurement two roods and one-tenth of a perch, more or less, being Section 49, Village of Taupiri, Block IV, Newcastle Survey District, and being subject to a pipe-line easement ten links wide: as the same is more particularly delineated on a plan marked L. and S. 22/4109B, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red. 25

(5) The District Land Registrar of the Land Registration District of Auckland is hereby empowered and directed to issue such certificates of title as are necessary to give effect to the provisions of this section. 30

10. Whereas the land hereinafter described was donated to the Crown by George Brown Oman, of Gisborne, Hotelkeeper, for the purpose of a post-office site, on condition that should the Crown decide not to erect a post-office on the said land the same should be revested in the said George Brown Oman: And whereas the Crown has now decided not to erect a post-office thereon: And whereas the said George Brown Oman is now deceased, and the executor of his will is the Public Trustee of the Dominion of New Zealand: And whereas it is desirable to vest the said land in the said executor: 35 40

Authorizing
the issue of
a certificate
of title to
the executor
of the will
of George
Brown Oman
for Lot 1,
D.P. 2276,
Gisborne Land
Registry.

And whereas there is no legal authority to vest the said land without consideration and free of charge: Be it therefore enacted as follows:—

5 (1) The District Land Registrar for the Gisborne Land Registration District is hereby empowered and directed to issue to the said Public Trustee of the Dominion of New Zealand, as executor of the will of the said George Brown Oman, deceased, a certificate of title free of charge for the land hereinafter described.

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

All that area in the Gisborne Land District, containing one rood, more or less, being Lot 1 on a plan deposited in the Land Registry Office at Gisborne as Number 2276, 15 and being part of Section 62, Ormond Rural Block, Block IX, Waimata Survey District, and being all the land in certificate of title, Volume 57, folio 266, Gisborne Registry.

20 11. Whereas by an Order in Council issued pursuant to section nine of the Public Reserves, Domains, and National Parks Act, 1928, dated the seventeenth day of October, nineteen hundred and thirty-three, and published in the *Gazette* of the nineteenth day of the same month, the land hereinafter described was vested in the Cook 25 Hospital Board in trust as a site for a maternity home: And whereas the buildings on the said land are unsatisfactory for the purposes of a public maternity home and in consequence the Cook Hospital Board has erected a modern maternity home close to the Cook Hospital and 30 for the purpose of meeting the expense thereof has raised a loan of five thousand five hundred pounds: And whereas the said new maternity home is considered sufficient to meet the requirements of the Cook Hospital District and no good object can be served by retaining the 35 said land as a site for a maternity home: And whereas it is desirable that the said land should be sold subject to the conditions hereinafter appearing: Be it therefore enacted as follows:—

(1) Notwithstanding anything to the contrary in any 40 Act, the Cook Hospital Board is hereby authorized and empowered to sell the land hereinafter described by public auction, public tender, or private contract, and either in one lot or in subdivisions thereof as the said Board may in its discretion decide, freed and discharged from 45 the trusts, reservations, and restrictions affecting the same.

Authorizing
the Cook
Hospital
Board to sell
certain land.
See Reprint
of Statutes,
Vol. VI, p. 1139

(2) Any sale of the said land or of any subdivision thereof may be for cash or on such terms as the Cook Hospital Board may in its discretion decide.

(3) The net proceeds of the sale of the said land shall be applied by the Cook Hospital Board towards payment of the annual charges in respect of, or in augmenting the sinking fund of, the loan raised by the said Board for the establishment of a new maternity home as aforesaid. 5

(4) The land to which this section relates is particularly described as follows:— 10

All that area in the Gisborne Land District, containing by admeasurement two acres, more or less, being Lots 1 and 2 of Section 210, Suburbs of Gisborne: as the same is more particularly delineated on a plan marked L. and S. 58628A, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red. 15

Revoking the reservation for scenic purposes over Section 4s, Huatoki Settlement, cancelling the vesting of the control thereof in the Huatoki Scenic Board, and adding the said Section 4s and Section 9s, Huatoki Settlement, to the Huatoki Domain.

See Reprint of Statutes, Vol. VIII, p. 613

1922, No. 50
See Reprint of Statutes, Vol. VI, p. 1148

12. Whereas by Proclamation published in the *Gazette* of the first day of September, nineteen hundred and twenty-one, the land described in subsection *four* hereof was set apart as a scenic reserve, and the control thereof is now vested in the Huatoki Scenic Board pursuant to the provisions of the Scenery Preservation Act, 1908: And whereas by section twenty-six of the Reserves and other Lands Disposal and Public Bodies Empowering Act, 1922, the said Board was authorized to acquire on deferred payments the land described in subsection *five* hereof, provided that upon payment of the purchase-money in full and of all interest the said land should be declared to be a scenic reserve subject to the provisions of the Scenery Preservation Act, 1908, under the control of the said Board: And whereas it is desirable that the reservation for scenic purposes over the land described in subsection *four* hereof should be revoked and the vesting of the control thereof in the Huatoki Scenic Board cancelled, and that the right of the said Board to acquire the land described in subsection *five* hereof should be determined, and that the said lands should be brought under Part II of the Public Reserves, Domains, and National Parks Act, 1928, and added to the Huatoki Domain: And whereas the Huatoki Scenic Board has agreed to such action being taken: Be it therefore enacted as follows:— 20 25 30 35 40

(1) The reservation for scenic purposes over the land described in subsection *four* hereof is hereby revoked and the vesting of the control thereof in the Huatoki Scenic 45

Board is hereby cancelled, and the said land is hereby declared to be subject to the provisions of Part II of the Public Reserves, Domains, and National Parks Act, 1928, and to form part of the Huatoki Domain.

5 (2) The right granted to the Huatoki Scenic Board to acquire on deferred payments the land described in subsection *five* hereof pursuant to section twenty-six of the Reserves and other Lands Disposal and Public Bodies Empowering Act, 1922, is hereby determined, as from
10 the date of the passing of this Act, and the said land is hereby declared to be subject to the provisions of Part II of the Public Reserves, Domains, and National Parks Act, 1928, and to form part of the Huatoki Domain.

(3) Section twenty-six of the Reserves and other
15 Lands Disposal and Public Bodies Empowering Act, 1922, is hereby repealed. Repeal.

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

20 All that area in the Taranaki Land District, containing by admeasurement nine acres three roods and fifteen perches, more or less, being Section 4s, Huatoki Settlement, Block V, Paritutu Survey District: as the same is more particularly delineated on plan marked
25 L. and S. 1/700A deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

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

30 All that area in the Taranaki Land District, containing by admeasurement eight acres two roods and eleven perches, more or less, being Section 9s, Huatoki Settlement, Block V, Paritutu Survey District: as the same is more particularly delineated on plan marked
35 L. and S. 1/700B deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

13. Whereas the land hereinafter described is freehold land owned by Ada Rawlinson: And whereas the said land adjoins Crown land set apart as an endowment for
40 primary education and held by the said Ada Rawlinson for a leasehold estate under memorandum of lease Number 12503, Taranaki Land Registry: And whereas the said Ada Rawlinson has offered to transfer the land hereinafter described to His Majesty the King provided the

Authorizing the Taranaki Land Board to incorporate in a lease of education-endowment land certain other land after the transfer thereof to His Majesty the King.

said land is added to the said endowment for primary education and incorporated in the said memorandum of lease: And whereas it is desirable to accept the said offer, but there is no statutory authority whereby effect may be given thereto: Be it therefore enacted as follows:— 5

(1) Notwithstanding anything to the contrary in any Act, upon the transfer to His Majesty the King of the land hereinafter described the said land shall be deemed to be an endowment for the purpose of primary education, and thereafter the Land Board for the Land District of Taranaki may incorporate the said land in memorandum of lease Number 12503, Taranaki Land Registry. 10

(2) A certificate under the hand of the Commissioner of Crown Lands for the Land District of Taranaki that the land hereinafter described is incorporated in memorandum of lease Number 12503 aforesaid shall be sufficient authority to the District Land Registrar of the Taranaki Land Registration District to make an appropriate entry in respect of such incorporation on the said lease retained in his office and on the outstanding copy thereof. 15 20

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

All that area, containing nine perches and twenty-two hundredths of a perch, being part Lot C on a plan deposited in Taranaki Land Registry as Number 1098, and being all the land comprised in certificate of title, Volume 134, folio 275, Taranaki Registry. 25

Revesting portion of the National Art Gallery site in His Majesty the King, vesting an additional area in the Board of Trustees of the National Art Gallery, and revesting a site for educational purposes in His Majesty the King.

See Reprint of Statutes, Vol. IV, p. 1121

14. Whereas by section ten of the National Art Gallery and Dominion Museum Act, 1930, an area of nine acres one rood and thirty perches, more or less (found on resurvey to contain nine acres three roods and twenty-one perches), as described in the First Schedule to the said Act, was vested in the Board of Trustees of the National Art Gallery and Dominion Museum for an estate in fee-simple in trust as a site for the National Art Gallery, the Dominion Museum, the War Memorial Carillon and Hall of Memories, and any other buildings and erections associated therewith, and generally for the purposes of the said institutions (hereinafter referred to as the site for the National Art Gallery): And whereas it is desirable that an area of one acre two roods fourteen perches and nine-tenths of a perch, more or less, being portion of the site for the National Art Gallery, more 30 35 40

particularly described in subsection *five* hereof, should be revested in His Majesty the King in order to provide adequate access to the Wellington Technical School and generally to make provision for school amenities: And
5 whereas it is desirable in order to preserve the harmony of the Buckle Street frontage of the site for the National Art Gallery to vest in the Board of Trustees of the National Art Gallery and Dominion Museum the area of one rood thirty-two perches and eight-tenths of a
10 perch, more or less, being the present site of the Mount Cook Police-station, more particularly described in subsection *six* hereof: And whereas it is desirable in order to provide a new site for the said police-station to revest in His Majesty the King as a reserve for a site for
15 public buildings of the General Government an area situated in Buckle Street, containing one rood and fourteen perches, more or less, more particularly described in subsection *seven* hereof, at present vested in the Education Board of the District of Wellington for educational
20 purposes but no longer required therefor: And whereas the Board of Trustees of the National Art Gallery and Dominion Museum and the Education Board of the District of Wellington have agreed to the vesting and revesting of the said areas in the manner aforesaid: Be it there-
25 fore enacted as follows:—

(1) Notwithstanding anything to the contrary in any Act, the reservation over the land described in subsection *five* hereof is hereby revoked and the vesting thereof in the Board of Trustees of the National Art
30 Gallery and Dominion Museum is hereby cancelled, and the said land is hereby declared to be Crown land subject to the provisions of the Land Act, 1924.

(2) The land described in subsection *six* hereof is hereby declared to be freed and discharged from the
35 trusts, reservations, and restrictions affecting the same, and is hereby vested in the Board of Trustees of the National Art Gallery and Dominion Museum for an estate in fee-simple in trust for the purposes set out in subsection one of section ten of the National Art Gallery
40 and Dominion Museum Act, 1930:

Provided that the Government, until such time as in its discretion it vacates the buildings and erections which are on the said land at the passing of this Act, shall have free right for its officers, servants, and agents,

See Reprint
of Statutes,
Vol. IV,
p. 622

Ibid., p. 1121

and all persons visiting or having business with them, of access to and occupation of such buildings and erections.

(3) All the right, title, and interest of the Education Board of the District of Wellington in the land described in subsection *seven* hereof is hereby cancelled, and the said land is hereby declared to be revested in His Majesty the King, and to be a reserve for a site for public buildings of the General Government, subject to the provisions of the Public Reserves, Domains, and National Parks Act, 1928. 5 10

See Reprint
of Statutes,
Vol. VI,
p. 1134

(4) Upon application being made to the District Land Registrar for the Land Registration District of Wellington, the said Registrar is hereby empowered and directed to cancel certificate of title, Volume 350, folio 176, and to do all other things necessary to give effect to the provisions of this section. 15

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

All that area in the City of Wellington, containing by admeasurement one acre two roods fourteen perches and nine-tenths of a perch, more or less, being part of Reserve 10, known as the Mount Cook Reserve, being portion of the said reserve which was vested in the Board of Trustees of the National Art Gallery and Dominion Museum, and being Subdivision 2 on plan numbered 53/67, deposited in the Wellington District Survey Office, Department of Lands and Survey, and thereon coloured blue. 20 25

(6) The land to which subsection *two* hereof relates is particularly described as follows:— 30

All that area in the City of Wellington, containing by admeasurement one rood thirty-two perches and eight-tenths of a perch, more or less, being part of Reserve 10, known as the Mount Cook Reserve, and being Subdivision 1 on plan numbered 53/67, deposited in the Wellington District Survey Office, Department of Lands and Survey, and thereon coloured yellow. 35

(7) The land to which subsection *three* hereof relates is particularly described as follows:— 40

All that area in the City of Wellington, containing by admeasurement one rood and fourteen perches, more or less, being part of Section 664, Town of Wellington, and being the whole of the land comprised in certificate of title, Volume 350, folio 176, Wellington Registry. 45

15. Whereas the land hereinafter described forms portion of an area reserved for recreation purposes by Warrant dated the twenty-fourth day of October, eighteen hundred and ninety-one, and published in the *Gazette* of the twenty-ninth day of that month, and is subject to the provisions of the Public Reserves, Domains, and National Parks Act, 1928: And whereas it is expedient that the said land should be reserved for scenic purposes and brought under the operation of the Scenery Preservation Act, 1908: Be it therefore enacted as follows:—

Revoking the reservation for recreation purposes over Section 47, Block XIII, Makuri Survey District, and declaring the same to be reserved for scenic purposes.
See Reprint of Statutes, Vol. VI, p. 1134; Vol. VIII, p. 613

(1) Notwithstanding anything to the contrary in the Public Reserves, Domains, and National Parks Act, 1928, the reservation for recreation purposes over the land hereinafter described is hereby revoked, and the said land is hereby declared to be reserved for scenic purposes and to be subject to the provisions of the Scenery Preservation Act, 1908.

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

20 All that area in the Wellington Land District, containing by admeasurement two hundred and two acres one rood and thirty-five perches, more or less, being part of Section 47, Block XIII, Makuri Survey District: as the same is more particularly delineated on plan marked L. and S. 175A, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

16. (1) Notwithstanding anything to the contrary in the Land Transfer Act, 1915, or in any other Act, it is hereby declared that Mary McKain, of Levin, Widow, is the owner of a leasehold estate or interest in an area in the Wellington Land District, containing five acres, more or less, being Section 15, Horowhenua Village Homestead Settlement, and being the whole of the land comprised and described in a certain lease in perpetuity numbered 319 under Part III of the Land Act, 1892, registered in Volume 6A, folio 220, Wellington Registry, and the said leasehold estate or interest shall be deemed to have been vested in the said Mary McKain as from the ninth day of November, nineteen hundred.

Vesting in Mary McKain the leasehold interest in Section 15, Horowhenua Village Homestead Settlement.

(2) The District Land Registrar for the Wellington Land Registration District is hereby authorized, empowered, and directed, upon receipt by him of an application in that behalf from the said Mary McKain, to make such entries

on the said lease and on the outstanding copy thereof as may be necessary to give effect to the provisions of this section.

Authorizing
the Picton
Borough
Council to sell
certain land.

17. Whereas by Warrant dated the seventh day of December, eighteen hundred and eighty, a certificate of title to the land described in subsection *three* hereof, together with other land, was authorized to be issued to the Mayor, Councillors, and Burgesses of the Borough of Picton in trust for the purposes of public utility for the Town of Picton and suburbs: And whereas it is expedient that the Picton Borough Council should be empowered to sell the land described in subsection *three* hereof, and to apply the proceeds of such sale towards the reclamation of land comprised in the Waitohi Domain: Be it therefore enacted as follows:—

(1) Notwithstanding anything to the contrary in any Act, the Picton Borough Council may sell the land described in subsection *three* hereof freed and discharged from the trusts, reservations, and restrictions affecting the same.

(2) The net proceeds of such sale shall be applied towards the reclamation of land comprised in the Waitohi Domain.

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

All that area in the Marlborough Land District, containing by admeasurement one rood, more or less, being Section 469, Town of Picton, and being part of the land comprised in certificate of title, Volume 3, folio 64, Marlborough Registry.

Declaring
7,100 acres of
the Buller
Coal Field
Reserve to be
a scenic
reserve.
1877, No. 73
(Local)
See Reprint
of Statutes,
Vol. III,
p. 675;
Vol. VIII,
p. 613

18. Whereas the land hereinafter described is portion of the Buller Coal Field Reserve which was set apart by the Westland and Nelson Coal Fields Administration Act, 1877, and is now administered in accordance with the provisions of that Act and of the Westport Harbour Act, 1920: And whereas it is desirable that the said land should be set apart as a scenic reserve, subject to the provisions of the Scenery Preservation Act, 1908, as recommended by the Scenery Preservation Board: Be it therefore enacted as follows:—

(1) Notwithstanding anything to the contrary in the Westland and Nelson Coal Fields Administration Act, 1877, or in any other Act, the land hereinafter described is hereby declared to be freed and discharged from all

trusts, reservations, and restrictions heretofore affecting it, and the said land is hereby set apart as a scenic reserve, subject to the provisions of the Scenery Preservation Act, 1908.

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

All those areas in the Nelson Land District, being portions of the Buller Coal Field Reserve, and being Section 16, Blocks II and III, Ohika Survey District, 10 containing by estimation three thousand acres, more or less, and Section 19, Blocks I, II, III, VI, and VII, Ohika Survey District, containing by estimation four thousand one hundred acres, more or less: as the same are more particularly delineated on a plan marked L. and 15 S. 4/333, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

19. Whereas the land hereinafter described comprises portion of a railway reserve and adjoins the Lyttelton and Heathcote Domain: And whereas, by a deed of 20 lease made on the third day of December, nineteen hundred and twelve, between His Majesty the King as lessor and the Lyttelton and Heathcote Recreation Trust as lessee, temporary rights were acquired over the said 25 land for its use in conjunction with the said domain for recreation purposes: And whereas the said Trust had no authority to take such a lease and it is desired to validate its action in this respect: And whereas control of the said domain is not now vested in the said Trust 30 but in a Board appointed pursuant to the Public Reserves, Domains, and National Parks Act, 1928: And whereas the said Board has from time to time expended portions of its funds in payment of rental and for the maintenance and improvement of the said land: And whereas the 35 said Board had no authority for such expenditure: And whereas it is desired to validate this expenditure and to authorize the Board to continue to make similar payments so long as the said land is used for the purposes of public recreation in conjunction with the said Domain: 40 Be it therefore enacted as follows:—

(1) The deed of lease over the land hereinafter described, made on the third day of December, nineteen hundred and twelve, between His Majesty the King as lessor and the Lyttelton and Heathcote Recreation Trust 45 as lessee, is hereby declared to have been lawfully made.

Validating a certain deed of lease between His Majesty the King and the Lyttelton and Heathcote Recreation Trust, and validating certain payments by the Lyttelton and Heathcote Domain Board, and authorizing the making of similar payments in the future. See Reprint of Statutes, Vol. VI, p. 1134

(2) Notwithstanding anything to the contrary in the Public Reserves, Domains, and National Parks Act, 1928, or in any other Act, the payments made by the Lyttelton and Heathcote Domain Board as rental in respect of and for maintaining and improving the land hereinafter described are hereby validated and declared to have been lawfully made and the said Board is hereby authorized to continue to make similar payments so long as the said land is used for the purposes of public recreation in conjunction with the Lyttelton and Heathcote Domain.

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

All that area in the Canterbury Land District, containing by admeasurement two acres one rood and thirteen perches, more or less, and being part Lot 11 on plan deposited in the Canterbury Land Registry Office at Christchurch as Number 9873, situated in Block XVI of the Christchurch Survey District, and being part of the land comprised in certificate of title, Volume 420, folio 211, Canterbury Registry: bounded towards the north by Rural Section 254, 526·5 links; towards the north-east by other part of Lot 11 on Plan Number 9873 aforesaid, 395·0 links; towards the south-east by Reserve 3839, 480·8 links; and again towards the south-west by Port Hills Road, 550·0 links: as the same is more particularly delineated on the plan marked L. and S. 1/437, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

Validating an agreement as to reclamation of lands at the mouth of the Hutt River, and providing for the taking of land adjoining or near to the reclamation 1922, No. 17 (Local)

20. Whereas by the Hutt River Improvement and Reclamation Act, 1922, the Hutt River Board was authorized and required to undertake the river works and reclamation described therein: And whereas by a deed of agreement (of which a copy is deposited in the head office of the Public Works Department at Wellington as Number A 313), dated the twenty-ninth day of September, nineteen hundred and thirty-six, and made between the Hutt River Board of the first part, the Wellington Harbour Board of the second part, and His Majesty the King acting by and through the Minister of Public Works of the third part, the provisions of the said Act were modified and varied and provision was made for the reclamation from the sea by the Minister

and also by the Wellington Harbour Board of certain land described in the said agreement: And whereas it is desired to validate the said agreement: Be it therefore enacted as follows:—

5 (1) The said agreement is hereby declared to be valid and binding in all respects, and shall have full force and effect as if it were specifically enacted in terms thereof in this Act; and the parties thereto shall be deemed to have been duly empowered to enter into and execute
10 the same, and further shall have full power to carry out the works of construction and reclamation and all works incidental thereto and to do all other things, including the making of further agreements, which may be deemed necessary to give full force and effect to the said agree-
15 ment.

(2) The work of reclamation which the Minister of Public Works is required to execute in terms of the said agreement shall be deemed to be a public work within the meaning of the Public Works Act, 1928, and the
20 Minister may from time to time take under the provisions of the said Act any land adjoining or near to any of the land authorized to be reclaimed by any of the parties to the said agreement which in his uncontrolled discretion he shall deem it desirable so to take, and every such
25 taking shall be conclusively deemed to be for the purpose of the public work hereinbefore referred to.

21. Whereas by a Proclamation published in the *Canterbury Provincial Gazette* of the ninth day of August, eighteen hundred and seventy-five, an area of five acres,
30 more or less, being Reserve 1867, Block X, Oxford Survey District, Canterbury Land District, was set apart for a gravel-pit, and the said reserve is now subject to the provisions of the Public Reserves, Domains, and National Parks Act, 1928: And whereas the said reserve was by
35 Order in Council published in the *Gazette* of the seventh day of February, eighteen hundred and eighty-four, vested in the Oxford Road Board: And whereas on the twenty-third day of August, nineteen hundred and twenty-two, a certificate of title for the said reserve was
40 issued to the Oxford County Council as successor to the said Oxford Road Board: And whereas the said Council, believing in good faith that it had authority by virtue of section one hundred and fifty-two of the Counties Act, 1920, to sell the said reserve, did sell two subdivisions

See Reprint
of Statutes,
Vol. VII,
p. 622

Validating
transfers of
portions of
Reserve 1867,
Block X,
Oxford Survey
District,
Canterbury
Land District.
Ibid.,
Vol. VI, p. 1134

Ibid., Vol. V,
p. 236

thereof, and memoranda of transfer dated the twenty-fifth day of January, nineteen hundred and twenty-three, in respect of the said subdivisions were registered and certificates of title therefor issued to the purchasers by the District Land Registrar at Christchurch on the twenty-seventh day of February, nineteen hundred and twenty-three: And whereas the Council had in fact no such authority to sell, and it is desired to validate the sale of the two subdivisions of the said reserve: Be it therefore enacted as follows:—

(1) The actions of the Oxford County Council in selling the pieces of land comprised in the two memoranda of transfer hereinafter referred to and in executing the said memoranda of transfer, and the action of the District Land Registrar for the Land Registration District of Canterbury in registering the said memoranda of transfer, are hereby validated.

(2) The memoranda of transfer to which this section relates are the following:—

Firstly, memorandum of transfer Number 150595 from the Oxford County Council to Alfred Bunn and David Hawke as joint tenants of Lot 2 on Deposited Plan Number 6461, being part of Reserve 1867, Block X, Oxford Survey District, Canterbury Land District:

Secondly, memorandum of transfer Number 150596 from the Oxford County Council to Herbert Francis Luers of Lot 1 on Deposited Plan Number 6461, being part of Reserve 1867, Block X, Oxford Survey District, Canterbury Land District.

Authorizing the Taupo Domain Board to expend its funds towards repayment of a loan to be raised by the Taupo Road Board for the construction of thermal baths upon the Domain.

See Reprint of Statutes, Vol. VI, p. 1156; Vol. V, p. 360

22. Whereas the control of the Taupo Domain was vested in the Taupo Road Board by Order in Council published in the *Gazette* of the fifteenth day of November, nineteen hundred and twenty-three: And whereas the said Road Board in its capacity as the Domain Board desires to construct thermal baths upon the said Domain and for that purpose to borrow a sum of six thousand pounds: And whereas the said Road Board pursuant to section sixty of the Public Reserves, Domains, and National Parks Act, 1928, may borrow by way of special loan under the Local Bodies' Loans Act, 1926, moneys for the improvement and development of the said Domain, but there is no authority whereby revenue derived from the said Domain may be applied towards repayment of principal moneys of any such loan or towards payment

of the interest accruing thereon: And whereas it is expedient that authority should be provided whereby the rents, receipts, and profits derived from the said Domain may be applied towards repayment of any sum borrowed
5 for the aforesaid purpose, together with interest thereon: Be it therefore enacted as follows:—

Notwithstanding anything to the contrary in any Act, and without further authority than this section, the
10 Taupo Domain Board is hereby authorized to pay to the Taupo Road Board from time to time out of the rents, receipts, and profits derived from the Taupo Domain such annual sums as the said Domain Board may in its absolute discretion decide in order to provide in whole or in part for the annual charges for the payment of interest, or
15 interest and sinking fund, or interest and principal, as the case may be, on any sum borrowed by the said Road Board for the purpose of constructing thermal baths upon the said Domain.

23. (1) Notwithstanding anything to the contrary in
20 the Cemeteries Act, 1908, or any other Act, it is hereby declared that after his death, whenever the same shall occur, the burial of the body of Sir Frederick Truby King, Kt., C.M.G., M.B., C.M., B.Sc., may be lawfully made in the land hereinafter described (and hereinafter
25 referred to as the said land), being portion of the land owned by the said Frederick Truby King at Mount Melrose in the City of Wellington.

Authorizing the restricted use of certain land in Section 5, Evans Bay Registration District, as a burial-ground.

See Reprint of Statutes, Vol. I, p. 731

(2) The body of the late wife of the said Frederick Truby King now interred in the Porirua Cemetery may,
30 after the body of the said Frederick Truby King shall have been buried in the said land, and after due notice to the authorities of the Porirua Cemetery, be exhumed and reburied in the said land.

(3) The body of no other person shall be buried in the
35 said land.

(4) Sections eighty-three to eighty-nine and ninety-one of the Cemeteries Act, 1908, shall apply to the said land as if it were a burial-ground under that Act, and as if the Wellington City Council were the Managers
40 thereof.

(5) The said land is particularly described as follows:—

All that piece of land in the City of Wellington, containing one perch and twenty-seven hundredths of a
45 perch, being part of Lot 3, Deposited Plan Number 145,

part of Section 5, Evans Bay Registration District, Block VII, Port Nicholson Survey District: as the same is more particularly delineated on plan numbered 332/69 deposited in the office of the Chief Surveyor at Wellington, and thereon coloured red, and bounded as follows: Commencing at a point distant 20·98 links on a bearing of 14° 02', 285·63 links on a bearing of 251° 29', 6·12 links on a bearing of 56° 14' from the north-western corner of Lot 5, Deposited Plan 10399; thence on a bearing of 356° 52' 40" for a distance of 28·17 links; thence on a bearing of 266° 36' for a distance of 28·34 links; thence on a bearing of 176° 01' for a distance of 28·34 links; thence on a bearing of 86° 15' 30" for a distance of 27·91 links, to the point of commencement.

Cancelling the reservation as provisional State forest over certain lands in Nelson Land District, and setting the same apart as scenic reserves.

See Reprint of Statutes, Vol. III, p. 425; Vol. VIII, p. 613

24. Whereas by Proclamation published in the *Gazette* of the twenty-fifth day of March, nineteen hundred and twenty, the lands hereinafter described were, with certain other land, set apart for provisional State forest purposes, and are now subject to the provisions of the Forests Act, 1921-22: And whereas it is desirable that the said lands should be set apart as scenic reserves subject to the provisions of the Scenery Preservation Act, 1908, as recommended by the Scenery Preservation Board constituted under that Act: Be it therefore enacted as follows:—

(1) The reservation for provisional State forest purposes over the lands hereinafter described is hereby cancelled, and the said lands are hereby set apart as scenic reserves, subject to the provisions of the Scenery Preservation Act, 1908.

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

Section 9, Block VII, Waitahu Survey District, containing 450 acres; Section 1, Block XI, Waitahu Survey District, containing 880 acres; Section 2, Block XII, Waitahu Survey District, containing 1,110 acres; Section 1, Block XIII, Rahu Survey District, containing 1,190 acres; Section 4, Block XIV, Rahu Survey District, containing 835 acres; and Section 1, Block II, Lewis Survey District, containing 510 acres; be all the said areas a little more or less, all situated in the Nelson Land District: as the same are delineated on the plan marked L. and S. X/97/29, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

25. Whereas Reserve 1144 in the Canterbury Land District was, by Proclamation published in the *Canterbury Provincial Gazette* of the fifth day of January, eighteen hundred and seventy-one, duly set apart for educational purposes: And whereas the portion of the said reserve 5 firstly described in subsection *three* hereof is contained in certificate of title, Volume 155, folio 7, Canterbury Registry, and is held by William Percy Honeybone, of Waikari, Farmer, under memorandum of lease from His Majesty the King, registered in the said Registry under 10 Number 7475, and granted under the provisions of section two of the Education Reserves Amendment Act, 1910, and paragraph (g) of section five of the Public Bodies' Leases Act, 1908, for a period of twenty-one years as from the first day of April, nineteen hundred and twenty- 15 three, with a perpetual right of renewal: And whereas it is intended to construct a swimming-bath on the Waikari School-site secondly described in subsection *three* hereof, which site is vested in the Education Board of the District of Canterbury: And whereas no adequate water- 20 supply exists on the said site, and the said Board is therefore desirous of procuring such a supply from a source existing on the land firstly described in subsection *three* hereof, and of securing such water-supply in perpetuity to the said Board by way of easement: And whereas 25 the said William Percy Honeybone is agreeable and has consented to the creation of the said easement but there is no authority whereby such an easement may be created over lands reserved for educational purposes: Be it therefore enacted as follows:—

30 (1) The Governor-General is hereby empowered to grant to the Education Board of the District of Canterbury an easement in perpetuity over the portion of Education Reserve 1144 firstly described in subsection *three* hereof for the purpose of a water-supply and pipe-line to 35 the land secondly described in the said subsection upon such terms and conditions as he deems fit.

(2) The District Land Registrar for the Land Registration District of Canterbury is hereby empowered to register every document necessary to give effect to the 40 provisions of this section.

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

Authorizing creation of an easement for water-supply over education reserve lands for Waikari School-bath.

1910, No. 65

See Reprint of Statutes, Vol. IV, p. 1032

Firstly, all that area in the Canterbury Land District, containing by admeasurement four perches and eighteen hundredths of a perch, more or less, and being part of Section 1 of Reserve 1144, situated in Block XII of the Waipara Survey District, and bounded as follows: 5
Towards the north by Lot 11 on Deposited Plan 453, 10·07 links; towards the east by Rural Section 10005, 261·4 links; towards the south by railway land, 10·01 links; and again towards the west by other part of Section 1 of Reserve 1144 aforesaid, 260·77 links; also 10
all that area in the Canterbury Land District, containing by admeasurement thirty perches and eighty-five hundredths of a perch, more or less, and being part of Section 3 of Reserve 1144, situated in Block XII of the Waipara Survey District, and bounded as follows: 15
Towards the north by railway land, 10·01 links; towards the east by Rural Section 10005, 1198·2 links; towards the south by Section 16 of Reserve 1144, 90·91 links; towards the west and again towards the north and again towards the west by other part of Section 3 of Reserve 1144 20
aforesaid, 90·91 links, 80·9 links, and 1107·92 links respectively: as the same are more particularly delineated on the plan marked L. and S. 6/6/632A, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon coloured red: 25

Secondly, all that area in the Canterbury Land District, containing by admeasurement two acres, more or less, and being Lot 7 and part of Lot 6 on Deposited Plan 453 and part Rural Section 9784, situated in Block XII of the Waipara Survey District, and bounded as follows: 30
Towards the north by Princes Street, 454·3 links; towards the east by other part of Lot 6 on Deposited Plan 453 aforesaid and Lot 1 on Deposited Plan 2825, 306·7 links and 137 links; towards the south and towards the west by other part of Rural Section 9784 aforesaid, 455 links 35
and 137 links; and again towards the west by Lot 8 on Deposited on Plan 453 aforesaid, 302·3 links: as the same is more particularly delineated on the plan marked L. and S. 6/6/632B, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon 40
bordered blue.

26. Whereas the lands hereinafter described form portions of provisional and permanent State forests set apart by Proclamations published in the *Gazette* of the fourteenth day of October, nineteen hundred and twenty, the third day of July, nineteen hundred and twenty-four, and the twelfth day of January, nineteen hundred and thirty-three, and are now subject to the provisions of the Forests Act, 1921-22: And whereas it is desirable that the said lands should be set apart as scenic reserves subject to the provisions of the Scenery Preservation Act, 1908, as recommended by the Scenery Preservation Board constituted under that Act: Be it therefore enacted as follows:—

Cancelling the reservation as provisional and permanent State forest over certain lands in the Westland Land District, and setting the same apart as scenic reserves.

See Reprint of Statutes, Vol. III, p. 425; Vol. VIII, p. 613

(1) The reservations for provisional and permanent State forest purposes over the lands hereinafter described are hereby cancelled, and the said lands are hereby set apart as scenic reserves, subject to the provisions of the Scenery Preservation Act, 1908.

(2) The lands to which the *last preceding* subsection relates are particularly described as follows:—

Firstly, all that area in the Westland Land District, containing two hundred and thirty acres, more or less, being part of Provisional State Forest Number 1643 (*Gazette* of nineteen hundred and twenty, page two thousand eight hundred and forty-four) situated in Block XIV, Gillespies Survey District; and also all that area in the Westland Land District containing thirty acres, more or less, being part of Provisional State Forest Number 1721 (*Gazette* of nineteen hundred and twenty-four, page one thousand five hundred and seventy-nine) situated in Blocks IX and X, Gillespies Survey District: as the same are more particularly delineated on the plan marked L. and S. 4/63, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered green:

Secondly, all that area in the Westland Land District, containing fifteen acres, more or less, being part of State Forest Number 1643 (*Gazette* of nineteen hundred and thirty-three, page eleven) situated in Block X, Gillespies Survey District; and also all that area in the Westland Land District, containing five hundred acres, more or less, being part of State Forest Number 1643 (*Gazette* of nineteen hundred and thirty-three, page eleven), situated in Blocks X, XIV, and XV, Gillespies

Survey District; and also all that area in the Westland Land District, containing one thousand seven hundred and fifty acres, more or less, being part of State Forest Number 1643 (*Gazette* of nineteen hundred and thirty-three, page eleven) situated in Blocks XIV and XV, Gillespies Survey District; and also all that area in the Westland Land District, containing six thousand two hundred acres, more or less, being part of State Forest Number 1644 (*Gazette* of nineteen hundred and thirty-three, page eleven) situated in Block XVI, Gillespies Survey District, and Blocks IX and XIII, Waiho Survey District; and also all that area in the Westland Land District, containing one thousand acres, more or less, being part of State Forest Number 1696 (*Gazette* of nineteen hundred and thirty-three, page eleven) situated in Block XII, Gillespies Survey District; and also all that area in the Westland Land District, containing two hundred and fifty acres, more or less, being part of State Forest Number 1721 (*Gazette* of nineteen hundred and thirty-three, page eleven) situated in Block X, Gillespies Survey District: as the same are more particularly delineated on the plan marked L. and S. 4/63, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered blue.

Authorizing the diversion of moneys derived from the Opotiki and Waioeka Domain towards the establishment of an aerodrome.

27. Whereas it is intended to set apart as a site for an aerodrome that portion of the Opotiki and Waioeka Domain hereinafter described, and to vest the control thereof in the persons for the time being holding office as the Opotiki and Waioeka Domain Board: And whereas the moneys received in respect of the said domain are not likely to be wholly required in connection with the management, administration, and improvement of the remainder of the domain, and authority is desired to apply a portion of the said moneys in establishing, managing, administering, or improving the said proposed aerodrome: Be it therefore enacted as follows:—

See Reprint of Statutes, Vol. VI, p. 1134

(1) Notwithstanding anything to the contrary in the Public Reserves, Domains, and National Parks Act, 1928, or in any other Act, portion of the funds of the Opotiki and Waioeka Domain may from time to time, but subject in each case to the approval of the Minister of Lands, be used in establishing an aerodrome on the land hereinafter described, and in managing, administering, and improving such land for aerodrome purposes.

(2) The land proposed to be set apart as a site for an aerodrome as hereinbefore mentioned is particularly described as follows:—

All that area in the Gisborne Land District,
 5 containing by admeasurement one hundred and nine acres one rood and nine perches, more or less, being part of Allotment 333, Waioeka Parish, situated in Block III, Opotiki Survey District, and bounded as follows: Commencing at the southernmost corner of Allotment 340A, Waioeka Parish, towards the north-west by
 10 the said Allotment 340A and Allotment 340B, Section 1, Allotment 340B, Section 2, Allotment 340c, and Allotment 340D, all of Waioeka Parish aforesaid, the abutment of a drainage reserve, and again by the aforesaid
 15 Allotment 340D to a public road; thence towards the north-east by a public road, 2660.6 links; thence towards the east generally by part of Allotment 333 by lines bearing 179° 38', 470.2 links, and 197° 19' 30'', 581.5 links, to a public road; thence towards the south by
 20 the last-mentioned public road, 4013.0 links; thence towards the west and south generally by lines bearing 0° 48', 1033.7 links, and 270° 36', 999.0 links, to a public road; thence again towards the west by the last-mentioned public road, 891.8 links, to the point of
 25 commencement; be all the aforesaid linkages a little more or less: as the same is more particularly delineated on the plan marked L. and S. 1/515, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

30 **28.** Whereas by section fifty-nine of the Local Legislation Act, 1930, the land described in subsection *three* hereof was vested in the Opotiki Hospital Board as an endowment without power of sale: And whereas the said land is not required and is not suitable for
 35 hospital purposes and the said Board has acquired the freehold of a more suitable area adjoining the hospital, being the land described in subsection *four* hereof, subject to a mortgage securing the sum of two hundred and fifty pounds: And whereas the said Board desires
 40 to sell the endowment above mentioned and to apply the proceeds therefrom towards the reduction of the principal moneys outstanding under the said mortgage: And whereas it is expedient that the said Board should be authorized so to do, provided the land described in

Authorizing the Opotiki Hospital Board to sell Allotments 365, 366, and 411 of Section 2, Town of Opotiki, provided certain freehold land held by the Board is declared to be a public reserve.

1930, No. 39

See Reprint
of Statutes,
Vol. VI,
p. 1134

subsection *four* hereof is declared to be a public reserve for hospital purposes, subject to the provisions of the Public Reserves, Domains, and National Parks Act, 1928: Be it therefore enacted as follows:—

(1) Notwithstanding anything to the contrary in any Act, at any time after the gazetting of a resolution passed by the Opotiki Hospital Board pursuant to section five of the Public Reserves, Domains, and National Parks Act, 1928, declaring the land described in subsection *four* hereof to be a public reserve for hospital purposes, the said Board may sell the land described in subsection *three* hereof by public auction, public tender, or private contract, and either in one lot or in subdivisions as the said Board may in its discretion decide, freed and discharged from the trusts, reservations, and restrictions affecting the same.

(2) Any sale of the land or of any subdivision thereof authorized by the *last preceding* subsection may be for cash or upon such terms as the Opotiki Hospital Board may in its discretion decide, and the net proceeds from any such sale shall be applied by the said Board towards repayment of the principal moneys outstanding on the mortgage over the land described in subsection *four* hereof, and any proceeds in excess of the amount required to repay the said principal moneys may, with the prior approval of the Minister of Lands, be applied towards such other capital purposes as the Board may decide.

(3) The land vested in the Opotiki Hospital Board as an endowment is particularly described as follows:—

All that area in the Gisborne Land District, situated in the Borough of Opotiki, and containing two acres three roods twenty-eight perches and forty-nine hundredths of a perch, more or less, being Lots 1 to 12, both inclusive, of a subdivision of Allotments 365, 366, and 411 of Section 2, Town of Opotiki, as shown on the Land Transfer Plan 9662 (Auckland), deposited in the office of the District Land Registrar at Gisborne: as the same is more particularly delineated on the plan marked L. and S. 1912/732A, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

(4) The freehold land acquired by the Opotiki Hospital Board is particularly described as follows:—

All that area in the Gisborne Land District, situated in Block II, Opotiki Survey District, and containing ten acres and four perches, more or less, and being Lot 21 on Plan 9171 (Auckland), deposited in the office of the District Land Registrar at Gisborne, and being all the land in certificate of title, Volume 71, folio 207, Gisborne Registry: as the same is more particularly delineated on the plan marked L. and S. 1912/732B, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

29. Whereas the land hereinafter described is a provisional State forest reserve set apart by Proclamation published in the *Gazette* of the eighth day of May, nineteen hundred and nineteen, and is subject to the provisions of the Forests Act, 1921-22: And whereas it is desirable that the said land should be set aside as a scenic reserve, subject to the provisions of the Scenery Preservation Act, 1908, as recommended by the Scenery Preservation Board constituted under that Act: Be it therefore enacted as follows:—

(1) The reservation for provisional State forest purposes over the land hereinafter described is hereby cancelled, and the said land is hereby set apart as a scenic reserve, subject to the provisions of the Scenery Preservation Act, 1908.

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

All that area in the Marlborough Land District, containing one thousand and fifty acres, more or less, being Section 54, Block VIII, and Section 2, Block XI, Heringa Survey District, and bounded as follows: Commencing at the north-western corner of Section 43A, Block VIII, Heringa Survey District, on the Pelorus River; thence southerly by the boundaries of the said Section 43A and Section 1, Block XI, Heringa Survey District, to the south-western corner of the said Section 1; thence south-westerly by a right line to Trig. N, 7540 links, and continuing by a right line bearing and measuring approximately 235°, 5150 links, respectively, to a State forest peg on Waterfall Creek; thence northerly by Waterfall Creek to the Pelorus River; thence north-easterly by the Pelorus River to the point of commencement; be all the aforesaid linkages a little more or less: as the same is more particularly delineated

Canelling the reservation as a provisional State forest over certain land in Marlborough Land District, and setting the same apart as a scenic reserve.

See Reprint of Statutes, Vol III, p. 425; Vol. VIII, p. 613

on the plan marked L. and S. 23/596, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

Extending powers of Auckland City Council to borrow moneys for purposes of a transport terminus on the old railway-station site.
1935, No. 30

30. (1) Subsection three of section twenty-three of the Reserves and other Lands Disposal Act, 1935, is hereby amended by omitting the words "twenty thousand pounds", and substituting the words "thirty-nine thousand pounds". 5

(2) The Auckland City Council may, out of the proceeds of the special loan to be raised under the authority of the said subsection three, expend the sum of four thousand and sixty-eight pounds in acquiring from His Majesty the King the land hereinafter described for the purposes of the said terminus and for the purposes of street-widening in connection therewith. 10 15

(3) The land that may be acquired as aforesaid is particularly described as follows:—

All that area in the City of Auckland, containing by admeasurement ten perches and six-tenths of a perch, more or less, being parts of Lots 40 to 45, both inclusive, on a plan deposited in the office of the District Land Registrar and numbered 24330, being a subdivision of part Section 1, City of Auckland, and being part of the land comprised and described in certificate of title, Volume 624, folio 189, Auckland Registry: as the same is more particularly delineated on a plan marked L. and S. 13/144/5, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon coloured red, and also on plan numbered 28751, deposited in the office of the Chief Surveyor at Auckland, and thereon also coloured red. 20 25 30

Restricting the right to alienate lands acquired from the Waikato Land Settlement Society.

See Reprint of Statutes, Vol. III, p. 922

31. Whereas the Waikato Land Settlement Society (hereinafter referred to as the society), being a society duly incorporated under the Incorporated Societies Act, 1908, has as one of its objects the settlement of unemployed and indigent persons on land purchased or otherwise acquired by the society: And whereas the society desires that such lands should be disposed of to the persons so settled thereon: And whereas it is desirable that there should be a restriction upon the right of transfer of the lands so disposed of: Be it therefore enacted as follows:— 35 40

Except with the prior consent of the society and the approval of the Minister of Finance, the person to whom any land is disposed of in accordance with the rules of

the society, or any person claiming through or under him, shall not be capable at any time of alienating, mortgaging, charging, or leasing the land or any part thereof, or of creating (otherwise than by will) any right,
 5 title, estate, or interest (whether legal or equitable) in the land or any part thereof :

Provided that this section shall not apply to any land disposed of by the society as aforesaid unless there is endorsed on the memorandum of transfer or on the
 10 deed of conveyance disposing of the land a notice that the land transferred or conveyed thereby is subject to the provisions of this section.

32. Whereas the New Zealand Sheepowners' Acknowledgment of Debt to British Seamen Fund (hereinafter
 15 referred to as the fund) is a society duly incorporated under the provisions of the War Funds Act, 1915, by Order in Council published in the *Gazette* of the first day of September, nineteen hundred and twenty-one : And whereas the said fund is administered by trustees in
 20 accordance with the provisions of the said Act and of the rules of the fund as certified by the Minister in Charge of War Funds on the seventh day of December, nineteen hundred and twenty-three, for the objects set out in the said rules, including the amendment thereto
 25 approved by the Minister of Internal Affairs on the sixteenth day of August, nineteen hundred and twenty-two, and the further amendment thereto effected by section sixty-four of the Local Legislation Act, 1932-33 : And whereas the land hereinafter described (known as
 30 the Flock House Station) is owned by the said trustees for an estate in fee-simple : And whereas the said trustees desire to sell the said land to the Crown and it is desired to purchase the said land for the purpose of maintaining and continuing to use the said land for the training of
 35 youths in all branches of farm-work or for such other purpose or purposes as may be determined from time to time : And whereas it is expedient to confer on the said trustees power to sell the said land, and to authorize its acquisition on behalf of His Majesty the King : Be it
 40 therefore enacted as follows :—

(1) The trustees of the New Zealand Sheepowners' Acknowledgment of Debt to British Seamen Fund are hereby authorized and empowered to sell to the Crown the land described in subsection *four* hereof, together

Authorizing the Trustees of the New Zealand Sheepowners' Acknowledgment of Debt to British Seamen Fund to sell land to the Crown, and authorizing the acquisition of the said land on behalf of His Majesty the King.

See Reprint of Statutes, Vol. VIII, p. 1058

1932-33, No. 47

with any other real or personal property, owned by the said trustees that is used in any way whatsoever in connection with the Flock House Station, and the acquisition on behalf of His Majesty the King of the said land and of any other real or personal property owned by the said trustees is hereby authorized. 5

(2) The price to be paid for the land and for any other real or personal property that is owned by the said trustees and which may be acquired on behalf of His Majesty the King in pursuance of the authority conferred by the *last preceding* subsection shall be determined by a reference to arbitration as provided by section eighty-six of the Land Act, 1924. 10

See Reprint
of Statutes,
Vol. IV, p. 662

(3) The purchase-price of the said land and other property, together with all moneys that may be expended by the Crown for the improvement, roading, drainage, or otherwise for the benefit or protection of the said land, shall, without further appropriation than this section, be paid out of such fund or account as the Minister of Finance in his discretion may determine. 15 20

(4) The land referred to in subsection *one* hereof is particularly described as follows:—

All that area in the Wellington Land District, containing by admeasurement eight thousand two hundred and sixty-one acres two roods ten perches and two-tenths of a perch, more or less, being all the land comprised in certificates of title, Volume 310, folio 195, Volume 311, folio 87, Volume 313, folios 130 and 131, Volume 322, folio 86, and Volume 358, folio 282, Wellington Registry. 25