

RESERVES AND OTHER LANDS DISPOSAL BILL, 1944

EXPLANATORY NOTES

Clause 2: Authorizing the sale of railway land to the Auckland Electric-power Board (file L. and S. 13/213).—The Public Works Department has arranged to take over the King's Wharf Power-station at Auckland, and proposes to operate the station as part of the Government main power-generating system. In addition to being a generating-station, the station houses a considerable amount of plant which is part of the Auckland Electric-power Board's distribution system. The Board has agreed to remove its plant from the King's Wharf. It is undertaking a general reorganization of its distribution system, and in that connection has agreed to purchase from the Railways Department for the sum of £16,651 part of the old railway workshops site at Newmarket on which to locate its main distribution centre, substation, stores, &c. The land has an area of 3 acres 2 roods 1·41 perches, and is subject to a number of long-term leases and other interests. Special legislation is required to enable the sale of the land to be completed, and the clause makes the necessary provision in that regard. The Board on becoming possessed of the land will deal with the leases and other interests under its statutory powers.

Clause 3: Closing foreshore roads, Whangaruru Harbour, and vesting the same in the Whangarei Harbour Board (file L. & S. 22/1249).—By section 4 of the Whangarei Harbour Board Vesting Act, 1928, an area of 2 acres and 23 perches of foreshore road on the Whangaruru Harbour was closed and vested in the Whangarei Harbour Board as endowment land. The control of the harbour is vested in the Board, which is called upon to maintain the wharf and navigational buoys and beacons. The Board now finds if it is to administer the affairs of the port in the best interests of the inhabitants of the district, including the Native people, that further areas of unformed foreshore road containing a number of landing-places should be closed and vested in it. The clause accordingly closes portions of road totalling 16 acres and 30 perches, and vests the land in the Board as endowment land subject to conditions preserving certain public and other rights, and imposing on the Board an obligation to maintain a satisfactory roadway to the wharf. The Marine and Public Works Departments have been consulted, and the proposals have been advertised in the district without any objections being raised.

Clause 4: Closing a road and declaring certain land in Block IV, Waikohu Survey District, Gisborne Land District, to be Crown land (file L. and S. 58500).—Certain accretion areas on the Waipaoa River were claimed by the Crown in 1905. Three years later the Crown decided to subdivide the land in the accretion and sell to the adjoining owners. On a subdivisional survey being carried out it was found that the area had increased owing to further accretions. The Crown subsequently disposed of the older accretion, but, owing to there being some doubt as to the stability of the newer accretions, a road reserve was laid off along the new bank of the river and the balance of the land was let on temporary tenancy. In 1939 the Crown, being reasonably satisfied that the course of the river was stabilized, accepted an offer by an adjoining owner to purchase the area held by him under a temporary tenancy. However, the District Land Registrar refused to issue a title, as it was held that the accretion area proposed to be sold included a portion of road laid off on the former eastern bank of the river, together with a portion of the land bounded by that road and known as the Rangatira No. 1 Block. The said block was in 1928 administered as a deceased estate, and was subdivided and sold by the Official Assignee, who was satisfied to accept as the title boundary the then eastern

bank of the river. The portion of the Rangatira No. 1 Block concerned is about 2½ acres. The Official Assignee has been advised that it is proposed to declare this area to be Crown land, and has replied to the effect that he does not propose to take any action in the matter. The clause therefore closes the old road, which is not required and exists only on paper, and declares the accretion area (including the road and the portion of Rangatira No. 1 Block) to be Crown land available for disposal under the Land Act, 1924, thus enabling title to be granted to the present occupiers.

Clause 5 : Cancelling the reservation as an endowment for primary education over certain land in Wellington Land District and adding the said land to the Carnival Park Domain (file L. and S. 1/595).—The Carnival Park Domain, situated adjacent to the Borough of Pahiatua, at present comprises an area of 15 acres 1 rood 39 perches. This domain, which is in the centre of the district at one time known as the Forty-mile Bush and contains an area of approximately 12 acres of beautiful bush, was acquired in 1915 at a cost of approximately £800, of which half was found by the local people and half by the Crown. In order to protect the native trees on the domain from the prevailing wind the Domain Board desires to plant a shelter-belt on an adjoining area of education reserve comprising 1 acre 2 roods and 5 perches. The lessee of the education reserve has surrendered this area from his lease in order that it may be added to the domain. The Education Department has agreed to the proposal.

Clause 6 : Cancelling the reservation as an endowment for primary education over certain land in the Town of Featherston and declaring the land to be subject to Part I of the Housing Act, 1919 (file L. and S. 30/228/77).—The land dealt with in this clause comprises an education endowment (area, 1 acre), situated at the corner of Revans and Wakefield Streets, Featherston. The section is level and very suitable for housing purposes. The Education Department has approved of the area being taken over by the Housing Department at a valuation which has already been agreed upon. The clause accordingly cancels the existing reservation over the land and declares the area to be set apart for housing purposes subject to Part I of the Housing Act, 1919.

Clause 7 : Vesting certain land at Tapawera, Nelson Land District, in His Majesty as a public domain (file L. and S. 1/1124).—The land dealt with in this clause is an area of 4 acres 3 roods 28·4 perches which was purchased in 1920 by the residents of Tapawera and district by means of funds raised by public subscriptions. The land was vested in five trustees upon trust as a memorial to those soldiers who lost their lives in the Great War, and upon further trust to permit the same to be used as a public recreation-ground. Three of the trustees have died, and the other two have left the district. It is the wish of the people of the district that the land should be made a public domain and controlled by a Domain Board of nine members, of whom five are to be nominated by the Tadmor Returned Services' Association. The surviving trustees have no power to transfer the land, and special legislation is necessary to deal with the matter. The clause therefore vests the land in the Crown as a public domain under the provisions of Part II of the Public Reserves, Domains, and National Parks Act, 1928. A Domain Board will be appointed in due course to have the control and management of the area.

Clause 8 : Cancelling the reservation as an endowment for primary education over certain land in the Canterbury Land District, setting it apart as a reserve for plantation purposes, and vesting it in the Corporation of the County of Ashburton (file L. and S. 20/133).—The land dealt with in this clause is an education reserve comprising 10 acres situated about five miles from Springburn Railway-station, Ashburton County. It is light, stony land, interspersed with large boulders and has been vacant for over twenty

years. The area is infested with gorse and broom, and the Ashburton County Council, which has recently planted other areas of a similar nature in this locality, has agreed to take the land over for plantation purposes. The section is quite unsuitable for farming purposes. The Education Department has agreed to the proposal.

Clause 9: Authorizing the Geraldine Borough Council to sell certain land (file L. and S. 22/4103).—The land dealt with in this clause was, along with a number of other sections in the Town of Geraldine, set apart as an endowment in aid of the Town Board funds in 1885 and was subsequently transferred to the Geraldine Borough Council. Many years ago the father of the present lessee of the section built a residence thereon. In September, 1942, the Borough Council passed a special resolution selling the section to the present occupier. The proposed sale was duly advertised, and the tenant paid the purchase-price to the Council. It was subsequently found, however, that, owing to the trust on the title, the transaction could not be completed. The Council therefore requested that legislation be passed authorizing the sale. It is intended that the proceeds of sale should be applied towards the purchase of land on which to establish an up-to-date camping-ground for motorists. The clause authorizes the sale of the reserve, removes the trust from the title, and provides that the proceeds of sale are to be applied in the purchase of other land for municipal purposes.

Clause 10: Authorizing the Timaru Borough Council to sell certain land (file L. and S. 53727).—The land dealt with in this clause is a municipal reserve comprising 1 rood 3·1 perches, situated at the corner of William and Victoria Streets, Timaru. The Borough Council recently commenced the erection of two dwellings on this reserve as part of its housing scheme. The Council is desirous of selling the houses, but in view of the fact that the land is held in trust for municipal purposes will be unable to give title unless special legislative authority is provided. The clause authorizes the sale of the reserve, removes the trust from the title, and provides that the proceeds of sale are to be applied in the purchase of other land for municipal purposes.

Clause 11: Cancelling the reservation over the Piha Domain and vesting the land in the Auckland Centennial Memorial Park Board (file L. and S. 1/624).—This clause vests in the Auckland Centennial Memorial Park Board an area of 141 acres 3 roods and 13 perches, comprising the Piha Domain, situated near the Waitakerei Ranges. The area adjoins lands controlled by the Park Board, and is at present administered by the Auckland City Council acting in the capacity of a Domain Board. The City Council has requested that the area be absorbed in the Memorial Park, and the Park Board has approved of the proposal. The domain is not suitable for sports, but is of value for park purposes in conjunction with the other areas which the Park Board administers in that locality.

Clause 12: Vesting the control of certain land in the Christchurch Domain Board.—The land dealt with in this clause, comprising a total area of 19 acres and 38 perches, is situated on the Summit Road along the Port Hills near Christchurch. The areas concerned were donated to the Crown by Mrs. M. G. Scott, widow of the late Mr. G. F. Scott, of Opawa, on the understanding that the land was to be planted in suitable trees and shrubs and developed in a fitting manner by the Christchurch Domain Board. The Domain Board has undertaken to carry out a programme of development of the areas accordingly. The late Mr. Scott, who was a member of the Domain Board for many years, was keenly interested in its botanical work, and the gift has been made in his memory.

Clause 13: Vesting in His Majesty the land occupied by the abandoned Whau Whau Branch Railway, North Auckland Land District (file L. & S. 22/1406; P.W. 19/441).—The Whau Whau Branch Railway was constructed by the Public Works Department

in 1885 for and at the cost of the Whangarei Coal-mining Co. as a private line to the firm's coal-mine. The land for the line was 'acquired generally by the company by private treaty, but no titles were obtained. Under an agreement with the company the line was worked by the Railways Department for coal traffic only until 1895, in which year the Crown became possessed of the line, which had been mortgaged to Her Majesty as security for a debt of £1,177 2s. 11d. owing by the company to the Crown. The railway has not been worked for many years, and its existence has retarded closer settlement in the locality, as adjoining owners could not provide legal access to their lands for subdivision purposes without acquiring part of the railway land. The clause therefore perfects the Crown's title, which will enable the land concerned to be disposed of in appropriate areas to the adjoining owners.

Clause 14: Recreation-reserve land in Rotorua Borough declared subject to the Public Reserves, Domains, and National Parks Act, 1928 (file L. and S. 22/4308).—The land dealt with in this clause comprises an area of 153 acres 0 roods 17 perches, being part of the Arikikapakapa Recreation Reserve and extension. It is at present subject to the Tourist and Health Resorts Control Act, 1908, and was leased for many years by the Tourist Department. The lease has now expired, and the Tourist Department has agreed that in future the land should be administered under the Public Reserves, Domains, and National Parks Act, 1928. The clause makes the necessary adjustment in that respect. It is proposed to add portion of the area to the Rotorua Domain, which is controlled by the Borough Council acting as a Domain Board. The remainder will be used temporarily by the Lands Department as a base farm and holding paddocks in connection with land-development operations in the Rotorua District.

Clause 15: Authorizing closing of portion of unformed road at Lake Rotoma and its leasing to the Boy Scouts' Association (file L. and S. 22/4683).—This clause authorizes the closing of portion of the unformed road between Lake Rotoma and the Matahi Lagoon. The road is never likely to be required for traffic purposes. Its width varies from about one and a half chains to three chains. The Boy Scouts' Association desires to obtain the right to occupy portion of the area as a camp-site. The association proposes to erect a camp as a memorial to ex-scouts killed in the war, and to appoint a full-time host and hostess to reside permanently at the camp. The camp will be used chiefly by scouts from the district extending from Waihi to Cape Runaway, but it is anticipated that parties from most of the North Island will be accommodated on occasions, while the camp would at times be available to other youth movements, such as the Y.M.C.A. or the Y.W.C.A. It is proposed to have sufficient buildings to accommodate at least one hundred and twenty scouts at any one time, and it is therefore desired to have something better than a temporary tenancy. The clause therefore authorizes the granting of a lease for twenty-one years over the area concerned, which will probably be in the vicinity of 6 acres. The terms and conditions will be such as the Minister of Lands considers suitable to meet the special circumstances of the case. A strip of the existing unformed road at least 1 chain in width will be retained along the shore of Lake Rotoma.

Clause 16: Authorizing the Waihi Borough Council to acquire certain land at Waihi Beach, and making special provision with respect to such land (file L. and S. 25/786).—This clause authorizes the Waihi Borough Council to acquire an area of approximately 34 acres as an addition to the Waihi Beach Reserve, and to raise a loan without a poll to meet the costs of acquisition, surveying, roading, and general development. The land is owned by the Shaw Estate, and the purchase-money will amount to £3,200, or possibly a little more. The present reserve comprises an area of some 76 acres, of which 33 acres are reserved for public recreation and pleasure grounds, while nearly three hundred

residential sections have been provided on the remainder. The reserve is administered under section 17 of the Reserves and other Lands Disposal and Public Bodies' Empowering Act, 1922, and section 18 of the Reserves and other Lands Disposal Act, 1938. Sections are leased for terms of twenty-one years, with rights of renewal and protection for improvements. Very few sections are left unleased, and, in order to meet the demand for seaside allotments and to provide further open spaces, the Borough Council proposes to acquire from the estate of Martha D. Shaw an area of approximately 34 acres adjoining the existing reserve. It is desired that the additional land should be administered by the Council in the same way as the present reserve is dealt with, and special attention will be given to the setting-aside of adequate open spaces and the general lay-out of the land in conformity with the subdivision of the principal area. The clause makes the necessary provision for the acquisition of the land and the raising of a loan without a poll, and for the leasing of allotments and the setting aside of reserves.

Clause 17: Cancelling the reservation over Section 3, Town of Bulwer, Nelson Land District, and authorizing the sale of the land (file L. and S. 22/4665.)—The land dealt with in this clause contains an area of 1 rood 4 perches, and is situated on Pelorus Sound, in the Town of Bulwer. It was set apart in 1899 as a public landing-place, but has never been used for that purpose. For many years it has been leased to members of the McCauley family, and is the site of the family homestead. All the adjoining sections are owned by members of the family, the titles extending to the water's edge. They now desire to purchase the land on which their home has been established for so many years, and it is proposed, therefore, to cancel the reservation and make the land available for disposal. Special legislation is required, as otherwise it would be necessary to reserve a chain strip along the water boundary under the provisions of section 129 of the Land Act, 1924. Such a strip would take in most of Section 3, and as there is no chain reserve along the Sound in the Town of Bulwer its reservation would serve no useful purpose.

Clause 18: Vesting certain land in Greymouth Harbour Board for harbour and dock purposes (file L. and S. 22/2759.)—The land dealt with in this clause consists of three areas of 1 rood 30 perches, 32 perches, and 0.1 of a perch respectively, adjoining or adjacent to land held by the Greymouth Harbour Board for harbour and dock purposes. The areas concerned have been reclaimed from the sea by the deposit of soil in the course of harbour-works carried out by the Board. It is intended that the area of 1 rood 30 perches should be used for the storage of Harbour Board plant. Of the area of 32 perches, a small portion will be included in a lease being granted by the Board over adjoining land, while the balance will eventually be required by the Board to provide access to other land which it holds. The area of 0.1 of a perch will be included in a lease which the Board intends to issue over adjoining land. The Marine Department agrees with the proposed vesting.

Clause 19: Vesting portions of the Tapanui commonage and an agricultural and pastoral reserve at Tapanui in His Majesty the King as a public domain (file L. and S. 1/1118.)—The areas dealt with in this clause form portions of a block of land comprising 509 acres 1 rood 25 perches, which was notified as having been set apart as a commonage for the inhabitants of Tapanui by a notice published in *Otago Provincial Gazette* of 7th October, 1874, page 360. By the Tapanui Agricultural and Pastoral Exhibition Reserve Act, 1877, 12 acres of the commonage, now known as Section 65, was vested in trustees to be known as the Tapanui Agricultural and Pastoral Reserve Trust. A Crown grant over the balance of the commonage in favour of the Borough of Tapanui was issued on 13th December, 1879. By the Tapanui Commonage Reserve Exchange and Leasing Act, 1911, the Tapanui Borough Council was empowered to

effect an exchange of part of the commonage for land vested in the Otago Hospital and Charitable Aid Board and to subdivide and lease the balance of the commonage with the exception of an area of 75 acres. The Tapanui Agricultural and Pastoral Reserve Trust, which never took title to the land vested in it, is now defunct. Section 65 is not required for show-ground purposes, as shows are held at Kelso, some four miles from Tapanui. The unleased portions of the commonage and the show-grounds area are used for football, cricket, and golf, and it is the desire of the local people and the Borough Council that the areas be constituted a public domain and placed under the control of the Tapanui Borough Council in the capacity of a Domain Board. This clause vests the areas in the Crown as a public domain. The control will be placed in the hands of the Borough Council by Order in Council pursuant to section 48 of the Public Reserves, Domains, and National Parks Act, 1928.

Clause 20 : Vesting portion of the Tapanui commonage in the Otago Hospital Board.—By another clause in this Bill the unleased portion of the Tapanui commonage, together with other land, is being constituted as a public domain. When this proposal was being considered by the local people a suggestion was made on behalf of the Otago Hospital Board that a small part of the commonage comprising half an acre should be made available as a site for a doctor's residence. The section concerned is situated opposite the hospital grounds and is the most suitable site in the locality for the purpose. The proposal has been approved of by the Borough Council and by the Department of Health. This clause, therefore, vests the area of one-half acre concerned in the Otago Hospital Board in trust for hospital purposes.

Clause 21 : Authorizing revocation of reservation over portion of Kaipupu Scenic Reserve, Marlborough Land District (file L. and S. (4/260).—This clause authorizes the Governor-General to revoke the reservation over portion of the Kaipupu Scenic Reserve at Wedge Point, near Picton. On this area substantial buildings and other structures were erected during the last few years. They are not now required, and it is considered they could be easily adapted for use for camping and similar purposes. It is desired, therefore, that the land should in future be administered as public-domain land instead of as scenic reserve. The area to be so dealt with has not yet been finally determined ; but it will probably amount to about 200 acres.

Clause 22 : Authorizing Wellington City Council to let portions of Newtown Library building (file L. and S. 13/151).—This clause authorizes the Wellington City Council to let portions of the Newtown Library in Riddiford Street as office or business premises. The building is not wholly required as a library, and in view of the existing shortage of business and office premises it is considered that those portions not actually needed for public use could as a temporary measure serve a useful purpose in providing accommodation for business people. The proposal does not involve any expenditure on the part of the City Council.

Hon. Mr. Skinner

RESERVES AND OTHER LANDS DISPOSAL

ANALYSIS

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| <p>Title.</p> <ol style="list-style-type: none">1. Short Title.2. Authorizing the sale of railway land to the Auckland Electric-power Board.3. Closing foreshore roads, Whangaruru Harbour, and vesting the same in the Whangarei Harbour Board.4. Closing a road and declaring certain land in Block IV, Waikohu Survey District, Gisborne Land District, to be Crown land.5. Cancelling the reservation as an endowment for primary education over certain land in Wellington Land District and adding the said land to the Carnival Park Domain.6. Cancelling the reservation as an endowment for primary education over certain land in the Town of Featherston and declaring the land to be subject to Part I of the Housing Act, 1919.7. Vesting certain land at Tapa-wera, Nelson Land District, in His Majesty as a public domain. | <ol style="list-style-type: none">8. Cancelling the reservation as an endowment for primary education over certain land in the Canterbury Land District, setting it apart as a reserve for plantation purposes, and vesting it in the Corporation of the County of Ashburton.9. Authorizing the Geraldine Borough Council to sell certain land.10. Authorizing the Timaru Borough Council to sell certain land.11. Cancelling the reservation over the Piha Domain and vesting the land in the Auckland Centennial Memorial Park Board.12. Vesting the control of certain land in the Christchurch Domain Board.13. Vesting in His Majesty the land occupied by the abandoned Whau Whau Branch Railway, North Auckland Land District.14. Recreation-reserve land in Rotorua Borough declared subject to the Public Reserves, Domains, and National Parks Act, 1928.15. Authorizing closing of portion of unformed road at Lake Rotoma and its leasing to the Boy Scouts Association, |
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16. Authorizing the Waihi Borough Council to acquire certain land at Waihi Beach, and making special provision with respect to such land.	19. Vesting portions of the Tapanui commonage and an agricultural and pastoral reserve at Tapanui in His Majesty the King as a public domain.
17. Cancelling the reservation over Section 3, Town of Bulwer, Nelson Land District, and authorizing the sale of the land.	20. Vesting portion of the Tapanui commonage in the Otago Hospital Board.
18. Vesting certain land in Grey-mouth Harbour Board for harbour and dock purposes.	21. Authorizing revocation of reservation over portion of Kaipupu Scenic Reserve, Marlborough Land District.
	22. Authorizing Wellington City Council to let portions of Newtown Library Building.

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 5 certain other Matters.

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, 1944. 10

Authorizing the sale of railway land to the Auckland Electric-power Board. 2. Whereas the land hereinafter described is part of the old railway workshops site at Newmarket and is vested in His Majesty the King subject to certain leasehold and other interests: And whereas the purchase by 15 the Crown of the King's Wharf electric-power station has made it necessary for the Auckland Electric-power Board (hereinafter referred to as the Board) to acquire a new site for a distribution centre, and the said land is the best site available for that purpose: And whereas 20 the said land is no longer required for railway purposes: And whereas it is desirable to transfer the said land to the Board for the purpose of establishing a distribution centre: And whereas there is no authority enabling the said land to be transferred subject 25 to existing leases and other interests affecting the same, and it is desirable to make suitable provision in that behalf: Be it therefore enacted as follows:—

(1) In consideration of the payment by the Board of the sum of sixteen thousand six hundred and fifty-one 30 pounds to the Minister of Railways the Minister is,

notwithstanding anything to the contrary in any Act, hereby empowered to transfer the said land to the Board. The Board is hereby likewise empowered to accept the said land and in consideration therefor to pay
5 the aforesaid sum to the Minister.

(2) The said land shall continue to be subject to all existing leases and other interests, whether registered or unregistered, affecting the same at the date of transfer. References to His Majesty the King, to the
10 Minister of Railways, to any nominated officer of the Railways Department, or to servants or workmen employed by the Railways Department in any document granting any such lease or other interest shall hereafter,
15 so far as the circumstances may require, be read as references to the Board or to its officers, servants, or workmen.

(3) Nothing in this section shall limit or prejudicially affect the rights of the lessee or grantee, as the case may be, under any such lease or other interest.

(4) The District Land Registrar for the Land
20 Registration District of Auckland is hereby empowered and directed, upon receipt of a certificate from the Minister of Railways certifying that the purchase-money for the said land has been paid, to issue a certificate of
25 title for the said land in the name of the Auckland Electric-power Board, subject, however, to all existing leasehold interests registered against the said land, and generally to make such entries in the Register-books as may be necessary to give effect to the provisions of this
30 section.

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

Firstly, all that area in the North Auckland Land District, containing by admeasurement two acres three
35 roods eighteen perches and sixty-one hundredths of a perch, more or less, being Lots 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, and 64 on Deposited Plan 27467, being part of Allotment 1, Section 11, Suburbs of Auckland, and being all the land comprised in certificate of
40 title, Volume 711, folio 328, all the land comprised in

certificate of title, Volume 708, folio 351, and part of the land comprised in certificate of title, Volume 792, folio 188, Auckland Registry: As the same is more particularly delineated on the plan marked L.O. 7557, deposited in the office of the Minister of Railways, at Wellington, and thereon coloured sepia, yellow, and blue respectively (Auckland plan S.O. 33083). 5

Secondly, all that area in the North Auckland Land District containing by admeasurement two roods twenty-two perches and eight-tenths of a perch, more or less, being portion of Allotments 1 and 2 of Section 11, Suburbs of Auckland, on Deposited Plan 26330, and being part of the land comprised in certificate of title, Volume 792, folio 188, Auckland Registry: As the same is more particularly delineated on the plan marked L.O. 7556, deposited in the office of the Minister of Railways, at Wellington, and thereon coloured yellow (Auckland plan S.O. 33291). 15

Closing
foreshore
roads,
Whangaruru
Harbour, and
vesting the
same in the
Whangarei
Harbour
Board.

3. Whereas the lands hereinafter described are unformed roads on the foreshore of the Whangaruru Harbour: And whereas the control of the said harbour is vested in the Whangarei Harbour Board, and it is desirable that the said roads should be closed and the land comprised therein vested in the said Board subject to certain conditions: Be it therefore enacted as follows:— 20 25

(1) The portions of unformed foreshore road hereinafter described are hereby closed, and the land comprised therein is hereby vested in the Whangarei Harbour Board as endowment land. 30

(2) The closing and vesting in the said Board of the portions of unformed foreshore road as aforesaid shall not affect any Native fishing rights, and the Board shall keep open and maintain on the land so vested in it a roadway of a width of eighteen feet to the Whangaruru Wharf. 35

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

All those areas in the North Auckland Land District, containing by admeasurement a total of sixteen acres and thirty perches, more or less, being unformed roads 40

- adjoining part of Section 1, Block XII, Russell Survey District, Section 1, and parts of Section 2, Block II, Whangaruru Survey District, part of Koihanga Block, and land vested in the Whangarei Harbour Board by section four of the Whangarei Harbour Board Vesting Act, 1928: as the same are more particularly delineated on the plan numbered 30999, deposited in the office of the Chief Surveyor at Auckland, and thereon coloured red.
- 1928 (Local),
No. 14
- 10 4. Whereas in the year nineteen hundred and five certain lands were claimed by the Crown as accretion following a gradual change in the course of the Waipaoa River: And whereas parts of such accretion were described as Sections 36A, 41A, and 42A of Block IV, Waikohu Survey District, as delineated on a plan deposited in the Lands and Survey Office at Gisborne under number 1602, and were disposed of to the owners of adjoining land: And whereas between the years nineteen hundred and five and nineteen hundred and eight further accretions took place and were claimed by the Crown: And whereas such further accretions were described as road reserve and Sections 41B and 42B of Block IV, Waikohu Survey District, as delineated on the aforesaid plan number 1602: And whereas doubts have arisen as to whether part of such further accretions containing an area of approximately two acres three roods was not in fact rightfully portion of certain freehold land being part of the Rangatira No. 1 Block: And whereas it has since been ascertained that part of the lands now described as Sections 41A and 41B, Block IV, Waikohu Survey District, comprises a legal road: And whereas it is desirable that such road should be closed: And whereas it is desired that the aforesaid Sections 41B and 42B should be disposed of by the Crown to the owners of the adjoining land: And whereas the registered proprietor of the part of Rangatira No. 1 Block hereinbefore referred to has no objection to such proposed disposal: And whereas it is desirable that the said Sections 41B and 42B should be declared Crown land in order to resolve any doubts that may exist as to
- Closing a road and declaring certain land in Block IV, Waikohu Survey District, Gisborne Land District, to be Crown land.

the authority of the Crown to dispose of them: Be it therefore enacted as follows:—

(1) That portion of the legal road hereinbefore referred to lying within the boundaries of Sections 41A and 41B, Block IV, Waikohu Survey District, is hereby declared to be closed. 5

(2) Sections 41B and 42B, Block IV, Waikohu Survey District, containing areas of five acres two roods seven perches and three acres one rood twelve perches respectively, are hereby declared to be Crown land available for disposal under the provisions of the Land Act, 1924. 10

(3) The District Land Registrar for the Land Registration District of Gisborne is hereby empowered and directed to make such entries in the Register-books and generally to take such action in connection with any outstanding certificate of title for any land affected by this section as may seem to him to be necessary to give effect to its provisions. 15

5. Whereas the land hereinafter described is reserved as an endowment for primary education: And whereas it is desirable that such reservation should be cancelled and that the said land should be brought under the provisions of Part II of the Public Reserves, Domains, and National Parks Act, 1928, as an addition to the Carnival Park Domain: Be it therefore enacted as follows:— 20 25

(1) The reservation as an endowment for primary education over the land hereinafter described is hereby cancelled, and the said land is hereby declared to be reserved for recreation purposes, to be subject to the provisions of Part II of the Public Reserves, Domains, and National Parks Act, 1928, and to form portion of the Carnival Park Domain. 30

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

All that area in the Wellington Land District, containing by admeasurement one acre two roods and five perches, more or less, being part of Subdivision 2 of Section 2, Block VII, Mangahao Survey District, being all the land in plan numbered 12904 deposited in the office of the District Land Registrar at Wellington, and being part of the land comprised in certificate of title, Volume 488, folio 276, Wellington Registry. 40

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

Cancelling the
reservation as
an endowment
for primary
education
over certain
land in
Wellington
Land District
and adding
the said land
to the
Carnival Park
Domain.

Ibid., Vol. VI,
p. 1148

6. Whereas the land hereinafter described is reserved as an endowment for primary education: And whereas it is desirable that such reservation should be cancelled and that the said land should be set apart for housing purposes subject to the provisions of Part I of the Housing Act, 1919: Be it therefore enacted as follows:—

(1) The reservation as an endowment for primary education over the land hereinafter described is hereby cancelled, and the said land is hereby set apart for housing purposes, subject to the provisions of Part I of the Housing Act, 1919.

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

All that area in the Wellington Land District situated in the Borough of Featherston, containing by admeasurement one acre, more or less, being Section 104, Town of Featherston, and being part of the land comprised in certificate of title, Volume 29A, folio 17, Wellington Registry: as the same is more particularly delineated on the plan marked L. and S. 30/228/77, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red.

7. Whereas in the year nineteen hundred and twenty the residents of Tapawera and the surrounding district acquired the land hereinafter described as a memorial park and public recreation ground: And whereas the said land was vested in five trustees, of whom three are deceased and the other two have left the district: And whereas in order to provide for the future control and management of the park it is the desire of the people concerned that the land comprised therein should be made a public domain: And whereas power is lacking for the surviving trustees to transfer the land to the Crown: And whereas under the circumstances it is desirable to make suitable provision in that behalf: Be it therefore enacted as follows:—

(1) The land described in subsection *three* hereof is hereby vested in His Majesty the King as a public domain under and subject to the provisions of Part II of the Public Reserves, Domains, and National Parks Act, 1928, and shall hereafter be known as the Tapawera Memorial Park Domain.

Cancelling the reservation as an endowment for primary education over certain land in the Town of Featherston and declaring the land to be subject to Part I of the Housing Act, 1919.

See Reprint of Statutes, Vol. III p. 798

Vesting certain land at Tapawera, Nelson Land District, in His Majesty as a public domain.

Ibid., Vol. VI, p. 1148

(2) The District Land Registrar for the Land Registration District of Nelson is hereby directed to make such entries in the Register-book and on the outstanding certificate of title for the said land as may be necessary to give effect to the provisions of this section. 5

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

All that area in the Nelson Land District containing by admeasurement four acres three roods and twenty-eight and four-tenths perches, more or less, being Lot 19 on Plan 2610, Part Section 72, Upper Motueka District, Block IX, Wai-iti Survey District, and being all the land comprised in certificate of title, Volume 69, folio 187, Nelson Registry: as the same is delineated on the plan marked L. and S. 1/1124, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red. 10 15

Canelling the reservation as an endowment for primary education over certain land in the Canterbury Land District, setting it apart as a reserve for plantation purposes, and vesting it in the Corporation of the County of Ashburton.

8. Whereas the land hereinafter described is reserved as an endowment for primary education: And whereas the said land is unsuitable for farming, and it is desirable that it should be set apart as a reserve for plantation purposes and vested in the Corporation of the County of Ashburton: Be it therefore enacted as follows:— 25

(1) The reservation as an endowment for primary education over the land hereinafter described is hereby cancelled and the said land is hereby set apart as a reserve for plantation purposes and vested in the Corporation of the County of Ashburton in trust for such purposes. 30

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

All that area in the Canterbury Land District containing by admeasurement ten acres, more or less, being Reserve 1900, situated in Block VIII, Alford Survey District, and being the whole of the land contained in certificate of title, Volume 106, folio 238, Canterbury Registry: as the same is more particularly delineated on the plan marked L. and S. 20/133, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red. 35 40

9. Whereas by a Warrant issued pursuant to section thirty-eight of the Land Act, 1877, Amendment Act, 1884, dated the tenth day of July, one thousand eight hundred and eighty-five, and published in the *Gazette* of the sixteenth day of that month, the land hereinafter described was reserved for an endowment in aid of the Town Board funds for the benefit of the Town of Geraldine: And whereas the said land is now vested in the Corporation of the Borough of Geraldine: And whereas it is expedient that the Geraldine Borough Council should be empowered to sell the said land and to apply the proceeds in the purchase of other land for municipal purposes: Be it therefore enacted as follows:—
- 15 (1) Notwithstanding anything to the contrary in any Act the Geraldine Borough Council is hereby empowered to sell the said land freed and discharged from the trusts, reservations, and restrictions affecting the same.
- 20 (2) The net proceeds from the sale shall be applied in the purchase of other land for municipal purposes.
- (3) The land to which this section relates is particularly described as follows:—
- 25 All that area in the Canterbury Land District, containing by admeasurement one rood, more or less, being Town Section 253, Town of Geraldine, situated in the Borough of Geraldine, and being part of the land comprised in certificate of title, Volume 121, folio 9, Canterbury Registry: as the same is more particularly
- 30 delineated on the plan marked L. and S. 22/4103, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red.
10. Whereas the land hereinafter described was vested in the Corporation of the Borough of Timaru in trust for municipal purposes by section four of the Ordinance of the Superintendent and Provincial Council of the Province of Canterbury intituled the Municipal Corporations Reserves Ordinance, 1868: And whereas it is expedient that the Timaru Borough Council should be empowered to sell the said land and

Authorizing
the Geraldine
Borough
Council to
sell certain
land.

Authorizing
the Timaru
Borough
Council to
sell certain
land.

Sess. XXX,
No. 6.

to apply the proceeds in the purchase of other land for municipal purposes: Be it therefore enacted as follows:—

(1) Notwithstanding anything to the contrary in any Act, the Timaru Borough Council is hereby empowered to sell the said land freed and discharged from the trusts, reservations, and restrictions affecting the same. 5

(2) The net proceeds from the sale shall be applied in the purchase of other land for municipal purposes. 10

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

All that area in the Canterbury Land District, containing by admeasurement one rood three perches and one-tenth of a perch, more or less, being Lots 1 and 2 on Deposited Plan 11165, part Reserve 851, formerly Town Section 440, situated in the Borough of Timaru, and being part of the land comprised in certificate of title, Volume 336, folio 226, Canterbury Registry: as the same is more particularly delineated on the plan marked L. and S. 53727c, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red. 20

Cancelling the reservation over the Piha Domain and vesting the land in the Auckland Centennial Memorial Park Board.

See Reprint of Statutes, Vol. VI, p. 1148 1941 (Local), No. 7

11. Whereas the land hereinafter described is a reserve subject to Part II of the Public Reserves, Domains, and National Parks Act, 1928, and is known as the Piha Domain: And whereas the said land lies within the boundaries of the scenic park referred to in the Auckland Centennial Memorial Park Act, 1941, and it is desirable that it should be vested in the Auckland Centennial Memorial Park Board established under the provisions of section three of that Act: Be it therefore enacted as follows:— 25 30

(1) Notwithstanding anything to the contrary in the Public Reserves, Domains, and National Parks Act, 1928, the reservation for the purpose of a public domain over the Piha Domain as hereinafter described is hereby cancelled, and the said land is hereby vested in the Auckland Centennial Memorial Park Board and shall be held and administered by that Board for the purposes of a scenic park under and subject to the provisions of the Auckland Centennial Memorial Park Act, 1941. 35 40

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

All that area in the Waitemata County, North Auckland Land District, containing by admeasurement
5 one hundred and forty-one acres three roods and thirteen perches, more or less, being part of Allotment 39, Parish of Karangahape: as the same is more particularly delineated on the plan marked L. and S. 1/624, deposited in the Head Office, Department of
10 Lands and Survey, at Wellington, and thereon edged red (North Auckland plan S.O. 33295).

12. Whereas the land hereinafter described has been transferred to His Majesty the King for the purposes of a Recreation Reserve subject to Part I of the Public
15 Reserves, Domains, and National Parks Act, 1928: And whereas it is desirable that the said land should be brought under the provisions of Part II of the Public Reserves, Domains, and National Parks Act, 1928, and that the control of the said land should be vested
20 in the Christchurch Domain Board constituted for the purposes of the Christchurch Domains Act, 1904: Be it therefore enacted as follows:—

Vesting the control of certain land in the Christchurch Domain Board.

See Reprint of Statutes, Vol. VI, p. 1136
Ibid., p. 1148

1904, No. 58

(1) The land hereinafter described is hereby declared to be subject to the provisions of Part II of
25 the Public Reserves, Domains, and National Parks Act, 1928, and it shall hereafter form part of the lands of which the control is vested in the Christchurch Domain Board under section two of the Christchurch Domains Act, 1904.

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

All that area in the Canterbury Land District containing by admeasurement seven acres one rood six
35 perches, more or less, being Reserve 4477, situated in Blocks III and IV, Halswell Survey District; also all that area in the Canterbury Land District containing by admeasurement eleven acres three roods thirty-two perches, more or less, being Reserve 4478, situated in Block III, Halswell Survey District: as the same are
40 more particularly delineated on the plan marked L. and S. 1/562D, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

Vesting in His Majesty the land occupied by the abandoned Whau Whau Branch Railway, North Auckland Land District.

13. Whereas by the Railways Authorization Act, 1884, the Governor was empowered to enter into a contract in the name and on behalf of Her Majesty for the construction of a branch line of railway from the main line of the Whangarei-Kamo Railway to the Whau Whau Colliery, and by the said Act the Whangarei Coal-mining Company, Limited (hereinafter called the company), was liable to pay to Her Majesty the difference between the estimated and the actual cost of such construction: And whereas the company duly acquired the necessary land from the adjoining owners for the construction of the said branch line, but did not actually take title to the several parcels of land so acquired: And whereas the parcels of land so acquired contain together an area of seven acres one rood seventeen perches and eight-tenths of a perch, more or less, and are described as part of Allotments 2 and 12, Whangarei Parish, and Part Ketenikau Block, Block VIII, Purua Survey District, North Auckland Land District, being Lots numbered 1 to 11 inclusive on plan L.T. 31314, lodged in the office of the District Land Registrar at Auckland, a copy of which plan is deposited in the office of the Minister of Works at Wellington under Number P.W.D. 118561: And whereas on completion of the branch line there was due and owing to the Crown by the company the sum of eleven hundred and seventy-seven pounds two shillings and elevenpence: And whereas by deed of mortgage registered Number 106311 the company mortgaged to Donald John McLeod, of Melbourne, Insurance Manager, and Thomas Taylor Masefield, Ironfounder, Alexander McGregor, Master Mariner, William Scott Wilson, Journalist, and Frank Jagger, Timber Merchant, all of Auckland, all its right, title, estate, and interest in the said branch line to secure the principal sums and interest more particularly set out in the said mortgage, subject, however, to the payment to the Crown of the said sum of eleven hundred and seventy-seven pounds two shillings and elevenpence: And whereas on the company having made default in payment of the principal moneys and interest secured by the said deed of mortgage, the mortgagees in exercise of their powers

under the mortgage caused the said branch line to be submitted for sale through the Registrar of the Supreme Court at Auckland: And whereas at such sale the mortgagees were declared the purchasers, and the Registrar by deed of conveyance registered Number 110574 conveyed and assured unto the mortgagees all the estate, right, title, and interest of the company in the said branch line, subject, however, to the payment to the Crown of the said sum of eleven hundred and seventy-seven pounds two shillings and elevenpence: And whereas by deed of mortgage dated the first day of November, eighteen hundred and eighty-nine, registered Number 113208, the said Donald John McLeod, Thomas Taylor Masefield, Alexander McGregor, William Scott Wilson, and Frank Jagger, mortgaged to Her Majesty the Queen all their estate, right, title, and interest in the said branch line to secure the payment to Her Majesty of the said sum of eleven hundred and seventy-seven pounds two shillings and elevenpence and interest thereon as in the said deed of mortgage appearing: And whereas the mortgagors having made default in payment of the principal moneys and interest secured by the said deed of mortgage registered Number 113208, Her Majesty, in exercise of the power of sale under the mortgage, caused the said branch line to be submitted for sale through the Registrar of the Supreme Court at Auckland: And whereas at such sale Her Majesty was declared the purchaser, and the Registrar, by deed of conveyance dated the sixteenth day of July, eighteen hundred and ninety-five, registered Number 131535, conveyed and assured unto Her Majesty all the estate, right, title, and interest of the mortgagors in the said branch line: And whereas the said branch line has long since ceased to be used for the purpose for which it was constructed and is now dismantled; And whereas, although the legal estate in the said several parcels of land purchased by the company as aforesaid is still in the names of the successors to the respective owners from whom the same were purchased, His Majesty has a good and equitable title to the same: And whereas it is desirable to validate the said deed of conveyance registered Number 131535, and

to extinguish the title of the successors to the original owners from whom the several parcels of land on which the said branch line was constructed were purchased: Be it therefore enacted as follows:—

(1) The said deed of conveyance registered Number 131535 is hereby declared to be and to have been valid and effectual for all purposes as if it had contained a full and complete description of the said Lots 1 to 11 on L.T. Plan 31314, on which the said branch line was built, and the said Lots 1 to 11 are hereby declared to have been vested in Her Majesty on the sixteenth day of July, eighteen hundred and ninety-five, freed and discharged from all right, title, estate, and interest vested in the respective former owners.

(2) The said Lots 1 to 11 on L.T. Plan 31314 are hereby declared to be Crown land available for sale or other disposition under the Land Act, 1924, and the District Land Registrar and Registrar of Deeds for the Land Registration District of Auckland is hereby empowered and directed to make such entries in the Register-books and generally to take such action in connection with any outstanding title or titles for any land affected by this section as may seem to him to be necessary to give effect to its provisions.

14. Whereas the land hereinafter described is reserved for recreation purposes: And whereas the control of the said land is vested in the Minister in Charge of Tourist and Health Resorts under and subject to the provisions of the Tourist and Health Resorts Control Act, 1908: And whereas it is desired that the said land should be administered under the provisions of the Public Reserves, Domains, and National Parks Act, 1928: Be it therefore enacted as follows:—

(1) The vesting of the control of the land hereinafter described in the Minister in Charge of Tourist and Health Resorts and the subjection of the said land to the provisions of the Tourist and Health Resorts Control Act, 1908, are hereby cancelled, and the said land shall hereafter be dealt with and administered as a recreation reserve under and subject to the provisions of the Public Reserves, Domains, and National Parks Act, 1928.

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

Recreation-
reserve land
in Rotorua
Borough
declared
subject to the
Public
Reserves,
Domains, and
National Parks
Act, 1928.
Ibid.,
Vol. VIII,
p. 605
Ibid., Vol. VI,
p. 1134

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

- All that area in the Auckland Land District, Borough of Rotorua, containing by admeasurement one
- 5 hundred and fifty-three acres and seventeen perches, more or less, being part of Lot 2 on a plan deposited in the office of the District Land Registrar at Auckland under Number 23567, and being part of Section 32 Suburbs of Rotorua, and part of Section 10, Block I,
- 10 Tarawera Survey District, and bounded as follows: commencing at a point on a public road at the northernmost corner of a quarry taken by Proclamation published in the *Gazette* of the twenty-fourth day of February, nineteen hundred and sixteen, at page 559,
- 15 registered under Number 3776 (Auckland Registry), towards the south and south-west generally by the aforesaid quarry, Part Tihi-o-Tonga B Block, the abutment of a public road, and again by Part Tihi-o-Tonga B Block and Tihi-o-Tonga C No. 1 Block, by
- 20 lines bearing $244^{\circ} 19'$ distance 309.2 links, bearing $150^{\circ} 46'$ distance 159.6 links, bearing $304^{\circ} 50'$ distance 4518.7 links, and bearing $279^{\circ} 37'$ distance 398.3 links; towards the west, north, and west generally by Sections
- 25 bearing $9^{\circ} 35'$ distance 2003.2 links, bearing $99^{\circ} 34'$ distance 1634.6 links, bearing $9^{\circ} 36'$ distance 1165.5 links, bearing $29^{\circ} 21'$ distance 1165.8 links; towards the east generally by a public road, bearing $124^{\circ} 16'$ distance 607.0 links, bearing $171^{\circ} 58'$ distance 273.5
- 30 links, bearing $111^{\circ} 05'$ distance 260.5 links, bearing $217^{\circ} 19'$ distance 94.1 links, bearing $127^{\circ} 06'$ distance 658.2 links, bearing $171^{\circ} 50' 30''$ distance 1090.2 links, bearing $173^{\circ} 50'$ distance 416.3 links; towards the east, north, and west generally by another part of Lot 2
- 35 on deposited plan Number 23567 aforementioned by lines bearing $254^{\circ} 27'$ distance 151.4 links, bearing $202^{\circ} 07' 30''$ distance 2239.4 links, bearing $175^{\circ} 26'$ distance 564.9 links, bearing $182^{\circ} 34'$ distance 255.9 links, bearing $156^{\circ} 00'$ distance 222.2 links, bearing
- 40 $89^{\circ} 21'$ distance 334.4 links, bearing $23^{\circ} 38' 30''$ distance

444.8 links, bearing 100° 26' distance 414.4 links, bearing 353° 38' distance 209.1 links, bearing 280° 40' distance 458.2 links, bearing 190° 02' distance 202.0 links, bearing 203° 38' 30" distance 356.7 links, bearing 269° 21' distance 204.2 links, bearing 336° 00' distance 132.8 links, bearing 2° 34' distance 238.5 links, bearing 355° 26' distance 547.3 links, bearing 22° 07' 30" distance 2166.4 links, bearing 74° 27' distance 85.7 links; thence towards the east generally by the last-mentioned public road by lines bearing 173° 50' distance 607.2 links, bearing 183° 48' distance 793.6 links, bearing 137° 16' distance 257.2 links, bearing 177° 38' distance 903.0 links, bearing 185° 54' distance 967.7 links, bearing 166° 54' distance 19.5 links, to the point of commencement: be all the aforesaid measurements a little more or less; as the same is more particularly delineated on the plan marked L. and S. 22/4308, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

Authorizing closing of portion of unformed road at Lake Rotoma and its leasing to the Boy Scouts Association.

15. Whereas between Lake Rotoma and the Matahi Lagoon in Block XI, Rotoma Survey District, Auckland Land District, there is an unformed road of considerable width: And whereas the whole of such road is not and is never likely to be required for road purposes: And whereas it is desired that portion of the said road should be closed in order that it may be leased to the Boy Scouts Association on special conditions as a site for a Scout Camp: And whereas it is expedient to make suitable provision in that behalf: Be it therefore enacted as follows:—

(1) The Governor-General may by Proclamation declare such portion as he thinks fit of the unformed road between Lake Rotoma and the Matahi Lagoon to be closed.

(2) The Minister of Lands may grant a lease over the land comprised in such closed road to the Boy Scouts Association (New Zealand Branch), Incorporated. The term of such lease shall not exceed twenty-one years, and the terms and conditions thereof shall be such as the said Minister thinks fit to impose.

16. Whereas by a Proclamation published in the *Gazette* of the eighteenth day of March, nineteen hundred and twenty, the land described in the Schedule thereto was taken for the purposes of a public recreation and pleasure ground and vested in the Corporation of the Borough of Waihi: And whereas the said land is commonly known and described as the Waihi Beach Reserve: And whereas under the provisions of section seventeen of the Reserves and other Lands Disposal and Public Bodies Empowering Act, 1922, and section eighteen of the Reserves and other Lands Disposal Act, 1938, certain portions of the said land have been set aside for leasing as building-sites, and certain other portions have been set apart for the purposes of public recreation and pleasure grounds: And whereas it is desired to acquire an adjoining area of approximately thirty-four acres as an addition to the said Waihi Beach Reserve: And whereas the purchase-price of the said thirty-four acres is expected to amount to the sum of three thousand two hundred pounds or thereabouts, and it is expedient that the Waihi Borough Council should be authorized to raise a loan without a poll to meet the cost of acquisition, and the costs of roading, surveying, and generally developing the land: And whereas it is also expedient that provision be made as hereinafter appearing for the leasing of portion or portions of the said land as building-sites, for the setting-apart of other portions thereof as public recreation and pleasure grounds, and generally for the administration and use of the said land: Be it therefore enacted as follows:—
- (1) The Waihi Borough Council is hereby authorized to take, purchase, or otherwise acquire the land hereinafter described, and such authority shall extend and apply so as to authorize, if necessary, the acquisition of a slightly greater area than thirty-four acres.
- (2) For the purpose of acquiring such land, and to meet the costs of surveying, roading, and generally developing the same, the said Council is hereby further authorized to raise a special loan under the Local Bodies' Loans Act, 1926, by special order, and without taking the steps prescribed by sections nine to thirteen of that Act.

Authorizing the Waihi Borough Council to acquire certain land at Waihi Beach, and making special provision with respect to such land.

1922, No. 50

1938, No. 19

See Reprint of Statutes, Vol. V, p. 360

1933, No. 30

(3) On the acquisition of the said land the Council may, subject to the approval of the Minister of Lands, and notwithstanding anything to the contrary in the Municipal Corporations Act, 1933, set aside such portions of the said land as it thinks fit and let the same as building-sites by way of leases to be offered and issued in accordance with the provisions of subsection two of section eighteen of the Reserves and other Lands Disposal Act, 1938. 5

(4) The Governor-General may by Order in Council declare any portion or portions of the said land to be set apart for the purposes of public recreation and pleasure grounds to be held, administered, and controlled by the Waihi Borough Council for such purposes in accordance with the provisions of the Municipal Corporations Act, 1933. 10 15

(5) The land to which the foregoing provisions of this section relate may be described as follows:—

All that area in Block III, Waihi North Survey District, Auckland Land District, containing thirty-four acres, more or less, situated west of and contiguous to the Waihi Beach Reserve, and being part of the land comprised in certificate of title, Volume 613, folio 181, Auckland Registry. 20

Cancelling the reservation over Section 3, Town of Bulwer, Nelson Land District, and authorizing the sale of the land.

17. Whereas the land hereinafter described was permanently reserved as a public landing-place by warrant dated the twenty-ninth day of August, eighteen hundred and ninety-nine, and published in the *Gazette* of the thirty-first day of that month: And whereas the reserve has never been used for the purpose for which it was set apart, and it is expedient that the reservation should be cancelled and the land made available for sale: Be it therefore enacted as follows:— 25 30

See Reprint of Statutes, Vol. IV, p. 684

(1) The reservation as a public landing-place over the land hereinafter described is hereby cancelled, and, notwithstanding anything contained in section one hundred and twenty-nine of the Land Act, 1924, it is hereby declared that the whole of the said land may be sold or otherwise disposed of under the provisions of that Act. 35 40

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

All that area in the Nelson Land District containing by admeasurement one rood and four perches, more or less, being Section 3 of the Town of Bulwer: as the same is delineated on the plan marked L. and S. 22/4665, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

10 18. (1) The land hereinafter described is hereby vested in the Greymouth Harbour Board in trust, without power of sale, for harbour and dock purposes.

Vesting certain land in Greymouth Harbour Board for harbour and dock purposes.

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

15 All that area in the Borough of Greymouth, Westland Land District, containing by admeasurement one rood thirty perches, more or less, being Reserve 1854, Block XII, Greymouth Survey District.

20 Also all that area in the Borough of Greymouth, Westland Land District, containing by admeasurement thirty-two perches, more or less, being Reserve 1855, Block XII, Greymouth Survey District.

25 Also all that area in the Borough of Greymouth, Westland Land District, containing by admeasurement one-tenth of a perch, more or less, being Reserve 1856, Block XII, Greymouth Survey District.

30 As the same are more particularly delineated on the plan marked L. and S. 6/9/74, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

35 19. Whereas the lands firstly hereinafter described are, together with other lands, vested in the Corporation of the Borough of Tapanui for a commonage for the inhabitants of Tapanui: And whereas the land secondly hereinafter described is vested in the Tapanui Agricultural and Pastoral Reserve Trust for the inhabitants of Tapanui as a site for the exhibition of stock, produce, and agricultural implements: And whereas the said lands are not required for the purposes for which they are at present vested, and it is

Vesting portions of the Tapanui commonage and an agricultural and pastoral reserve at Tapanui in His Majesty the King as a public domain.

desirable that they should be vested in His Majesty the King as a public domain: Be it therefore enacted as follows:—

See Reprint
of Statutes,
Vol. VI, p. 1148

(1) The lands described in subsection *three* hereof are hereby vested in His Majesty the King as a public domain under and subject to the provisions of Part II of the Public Reserves, Domains, and National Parks Act, 1928, and shall hereafter be known as the Tapanui Domain. 5

(2) The District Land Registrar for the Land Registration District of Otago is hereby empowered and directed to make such entries in the Register-books and in the outstanding certificate of title for the said lands as may be necessary to give effect to the provisions of this section. 10
15

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

Firstly, all those areas in the Otago Land District, being Section 69, formerly parts of Sections 62 and 1061B, Block XIII, Glenkenich Survey District, containing by admeasurement forty-nine acres two roods twenty-five perches, more or less, and Section 70, formerly part of Section 62, Block XIII, Glenkenich Survey District, containing by admeasurement six acres two roods twelve perches, more or less, and being part of the land comprised in certificate of title Volume 171, folio 93, Otago Registry. 20
25

Secondly, all that area in the Otago Land District, being Section 65, formerly part of Section 62, Block XIII, Glenkenich Survey District, containing by admeasurement twelve acres, more or less. 30

Vesting
portion of the
Tapanui
commonage in
the Otago
Hospital
Board.

20. Whereas the land hereinafter described is together with other lands vested in the Corporation of the Borough of Tapanui for a commonage for the inhabitants of Tapanui: And whereas the said land is not required for commonage purposes and it is desirable that the land should be vested in the Otago Hospital Board for hospital purposes: Be it therefore enacted as follows:— 35

(1) The land hereinafter described is hereby vested in the Otago Hospital Board in trust for hospital purposes. 40

(2) The District Land Registrar for the Land Registration District of Otago is hereby empowered and directed to make such entries in the Register-books and in the outstanding certificate of title for the said 5 land as may be necessary to give effect to the provisions of this section.

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

10 All that area in the Otago Land District containing by admeasurement two roods, more or less, being Section 71, formerly parts of Sections 62 and 1061R, Block XIII, Glenkenich Survey District, and being part of the land comprised in certificate of title Volume 171, folio 93, Otago Registry: as the same is more particularly 15 delineated on the plan marked L. and S. 1/1118, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

20 21. Whereas the land hereinafter described is set apart for scenic purposes under and subject to the provisions of the Scenery Preservation Act, 1908, and is known as the Kaipupu Scenic Reserve: And whereas it is desirable that portion of the said land should be declared to be a recreation reserve under and subject to the provisions of the Public Reserves, Domains, and 25 National Parks Act, 1928, and it is expedient that suitable provision be made in that behalf: Be it therefore enacted as follows:—

30 (1) The Governor-General may by Proclamation revoke the reservation for scenic purposes over such portion of the land hereinafter described as he thinks fit, and by the same or a subsequent Proclamation may declare such portion to be a recreation reserve under and subject to the provisions of the Public Reserves, Domains, and National Parks Act, 1928.

35 (2) The land over portion of which the scenic reservation may be revoked as aforesaid may be described as follows:—

40 All that area in the Marlborough Land District, containing three hundred and twenty-one acres two roods and fifteen perches, more or less, and being Sections 1, 4, and 15, Block VIII, Linkwater Survey District.

Authorizing revocation of reservation over portion of Kaipupu Scenic Reserve, Marlborough Land District.

See Reprint of Statutes, Vol. VIII, p. 613
Ibid., Vol. VI, p. 1134

Authorizing
Wellington
City Council
to let
portions of
Newtown
Library
Building.

22. Whereas the building known as the Newtown Library, in the City of Wellington, is erected on a public reserve vested in trust in the Wellington City Corporation as a site for a Public Library and Literary Institute: And whereas the whole of the said building is not required for library purposes, and it is desired that portions be let for business or office purposes: And whereas it is expedient that suitable provision be made in that behalf: Be it therefore enacted as follows:—

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

Notwithstanding anything to the contrary in the Public Reserves, Domains, and National Parks Act, 1928, or in any other Act, the Wellington City Council is hereby authorized to let by private contract or otherwise for periods not exceeding one year at any one time, and for use as office or business premises, any part or parts of the Newtown Library building not for the time being required for library purposes.