

RESERVES AND OTHER LANDS DISPOSAL BILL

EXPLANATORY NOTE

Clause 2: Authorising the transfer of certain land to the Prebbleton Public Hall Society Incorporated. The Prebbleton Public Library, a body corporate under the Libraries and Mechanics' Institutes Act 1908, established a library at Prebbleton in 1897 under the provisions of the former Public Libraries Powers Act 1875. Some years later a hall financed by public subscription was erected in front of and attached to the library. The library ceased to function in 1945. The Committee members resigned and by public notice called for a new committee to administer the property. The library books were sold. A new committee was formed and a change of title to the Prebbleton Public Hall Society was made, but no steps were taken to incorporate the Society until recently when incorporation under the Incorporated Societies Act 1908 was effected. As the library is no longer in existence and as the buildings are being used and have been used for many years at the express wish of the local residents solely as a public hall it is desirable that the land be now vested in the Hall Society. There is, however, no statutory provision to enable the transfer of the property to be effected and the clause, therefore, makes provision accordingly.

Clause 3: Cancelling the vesting of certain endowment land in the Taranaki Harbour Board and declaring the land to be vested in Her Majesty as an addition to the Corbett Park Domain. The land dealt with in this clause is vested in the Taranaki Harbour Board as an endowment for harbour purposes. It comprises a strip of land 100 ft wide at the outlet of the Waimoku Stream, and adjoins the foreshore near the township of Oakura approximately 10 miles south-west from New Plymouth. The land forms part of the beach adjoining Corbett Park Domain and as it is a favourite weekend resort for New Plymouth people it is desirable in the public interest that it be developed and controlled with the adjoining domain land for recreational purposes. This endowment is not revenue producing as far as the Taranaki Harbour Board is concerned, and the Board has agreed to transfer the land to the Crown for addition to the domain. The Marine Department and the local bodies concerned are in agreement. As endowment land is involved special legislation is necessary to give effect to the proposal, and the clause makes provision accordingly.

Clause 4: Amending section 99 of the Reserves and Other Lands Disposal and Public Bodies Empowering Act 1914. Section 99 aforesaid empowered the Wairau Harbour Board to purchase certain land described therein and

to lease the same on specified terms and conditions. This legislation was thought to authorise the purchase of land negotiated for by the Wairau Harbour Board and included in a certain Agreement for Sale and Purchase, such transaction being duly completed in the terms of the legislation. However, it has been discovered that the land described in the Agreement for Sale and Purchase, although purchased by the Board and title obtained, included not only the land described in the legislation but also other land apparently inadvertently omitted from the legislation. It is desirable that the omission of the land from the early legislation be rectified. Part of this land is now utilised as a native planted shrubbery and rose garden and is occupied by the Come to Blenheim Association Incorporated, which organisation maintains the garden with the aid of public subscription, but does not hold any secure tenure to the land. By agreement the Wairau Harbour Board transferred this part of the land to the Corporation of the Borough of Blenheim which in turn will regularise the Come to Blenheim Association Incorporated's occupation of the land. The transfer of the land by the Harbour Board to the Corporation of the Borough of Blenheim has been registered. It is desired to validate this transfer. The clause provides accordingly.

Clause 5: Declaring certain endowment land vested in the University of Otago to be Crown land subject to the Land Act 1948. The land dealt with in this clause comprises some 44,060 acres of pastoral run country near Mossburn, Southland, and is vested in the University of Otago as an endowment. For many years this endowment has been leased as a pastoral run administered by the Crown under the Land Act, and the net rent paid to the University. The existing pastoral run licence expires on 29 February 1960 and as part of the land lends itself to development and subdivision it is desired that it be classified as farm land and be resumed by the Crown. The Land Settlement Board following negotiations with the licensee has agreed to accept a surrender of the present licence and to grant the licensee a pastoral lease under the Land Act 1948 over the area remaining after the Crown has resumed approximately 9,500 acres for development and settlement purposes. The Otago University has agreed to relinquish its interest in the endowment and arrangements have been made for it to receive an equivalent grant in lieu of the net rental previously received. To carry out these proposals it is necessary to cancel the reservation for university endowment purposes and to declare the land to be subject to the Land Act 1948. The clause provides accordingly.

Clause 6: Vesting certain land in Her Majesty as an addition to the Gisborne Domain. The land referred to in this clause is for the most part considered to be an accretion fronting the Waikanae Beach and extending from the south-west boundary of Gisborne City towards the Turanganui River. It has been partly developed as an esplanade and to enable further development the Gisborne City Council desires to formally add the area together with other small areas of adjoining lands to the Gisborne Domain. The accretion has been formed over a period extending from 1889, and there are doubts as to its status and the rights of frontage owners. The lands adjoining the accretion include the Gisborne Domain controlled by the Gisborne City Council as Domain Board, Gisborne City Council and Gisborne Harbour Board land, and Crown land. Part of the adjoining land is held by the Gisborne City Council for municipal purposes and was originally acquired from adjoining property holders. It is subject to conditions as to the non-erection of certain types of obstructions and the provision of public rights of way over the land, and it is desirable that these restrictions

remain undisturbed. All parties are in agreement with the City Council's proposal which has been publicly advertised and no objections received. The clause accordingly declares the land to be a public domain subject to the Reserves and Domains Act 1953 and to form part of the Gisborne Domain.

Clause 7: Declaring certain land in the Whakatane County to be vested in Her Majesty as Crown land subject to the provisions of the Land Act 1948. The land dealt with in this clause was together with other land, vested for tree-planting purposes in the Whakatane County Council in 1925 by Order in Council pursuant to section 70 of the Reserves and Other Lands Disposal and Public Bodies Empowering Act 1924. The original plantation on this area has been cut and the second plantation is not thriving. The adjoining owner wishes to purchase the last-mentioned part of the plantation area as an addition to his existing farm which is an uneconomic unit. The Council desires to release this part of the plantation area to enable the Crown to arrange disposal. The Land Settlement Board has agreed to sell the land to the adjoining owner and to enable this to be done the clause provides for the vesting of the land in the Crown as Crown land subject to the Land Act 1948.

Clause 8: Cancelling the vesting and changing the purpose of the reservation over part of a closed cemetery to a site for a scout hall. The Reefton Boy Scouts Group desires to erect a scout hall on portion of the former Reefton Cemetery which was closed in 1892 and vested in the Inangahua County Council to be held and maintained as a public reserve under Section 79 of the Cemeteries Act 1882. The area required has never been used for burials and is fenced off from the balance of the cemetery. The Health Department has no objection and the Inangahua County Council agrees to the cancelling of the vesting in it of the portion required, provided it is made available for use as a site for a scout hall. As section 78 of the Cemeteries Act 1908 provides that a closed cemetery shall not be sold or leased or used for any other purpose, the clause therefore cancels the existing vesting and declares the land concerned to be a public reserve for a site for a scout hall. This will enable it to be placed under the control and management of the Reefton Boy Scouts by a notice in the *Gazette* under section 21 of the Reserves and Domains Act 1953.

Clause 9: Authorising the Inglewood Borough Council to expend endowment money on public reserves. Under the Inglewood Borough Endowment Disposal Act 1915 the Inglewood Borough Council was authorised to sell parts of the Inglewood Town-improvement Endowment and to pay the proceeds to the Public Trustee for investment so that, when required, the proceeds could be applied towards the purchase of suitable freehold lands for replacing the endowments so sold. Later by section 29 of the Reserves and other Lands Disposal and Public Bodies Empowering Act 1922, the Council was empowered to spend the interest accruing on the proceeds for town improvement purposes. Apart from the purchase of land many years ago these funds have not been used. The Council does not wish to buy land to replace the endowments sold, but desires to apply the proceeds towards the development and improvement of public reserves owned, vested in, or controlled by it, and towards the erection of buildings, seating, and other improvements of a substantial or permanent character on these public reserves. The clause accordingly authorises and directs the Public Trustee to transfer the money held by him to the Council for such purposes.

Clause 10: Vesting certain land in the Timaru Harbour Board subject to certain conditions. The Timaru Harbour Board Act 1876 vested certain land in the Timaru Harbour Board in fee simple. To more clearly define the land

so vested and also to provide for the vesting in the Board of all land which by accretion abuts on this land the Timaru Harbour Board Act 1876 Amendment Act 1881 was passed. This Act also provided that any land which was included in the description set out in the Schedule to the Timaru Harbour Board Act 1876 and which was not included in the description set forth in the Schedule to the 1881 Act became vested in Her Majesty the Queen for railway purposes. It so happened that a narrow strip of land isolated from other railway land and of no use for railway purposes became railway land by being excluded from the description in the Schedule to the 1881 Act. This area, together with adjoining Crown land and part of the foreshore, forms a natural extension to the existing Harbour Board land, and all parties now agree that these various areas should be vested in the Harbour Board as an addition to its present land, subject to the same terms and conditions and subject to the provisions of the Harbours Act 1950. This clause makes provision accordingly.

Clause 11: Declaring land subject to the Forests Act 1949 to be Crown land subject to the Land Act 1948. The areas dealt with in this clause comprise twenty-three parcels of permanent State forest land in the North Auckland, South Auckland, Hawke's Bay, Taranaki, Wellington, Nelson, Westland, Canterbury, and Otago Land Districts. None of the areas concerned is required for forestry purposes. The area firstly described is situated approximately 48 miles south-east of Rotorua. This area lies between the Murupara-Edgcombe railway line and the Galatea Farm Settlement and as it is isolated from Forest Service land it is to be declared Crown land and developed as part of the Farm Settlement. The area secondly described is situated 12 miles north-east of Huntly. It is more suitable for farming than forestry purposes and will be disposed of to the adjoining owner for development along with his existing property. The area thirdly described is situated approximately 20 miles north of Waihi. The purpose of this withdrawal is to facilitate boundary fencing between the Forest Service area and the adjoining freehold property. The area will be disposed of to the owner of the freehold land. The area fourthly described is situated 11 miles north-west of Takapau. It is more suitable for farming than forestry purposes and will be disposed of to the adjoining owner for incorporation in his property and to give him a more practicable fence line. The area fifthly described is situated at Te Pohue 28 miles north of Napier. It is desired to reserve this area for recreation purposes and to declare it to be the Te Pohue Domain. The area sixthly described is situated 26 miles east of Stratford. It is desired to amalgamate the area with the adjoining farm property so as to provide a practical house site and holding paddocks. The area seventhly described is situated 12 miles south-west of Waitara, 24 miles from New Plymouth. It comprises several pockets of flat land in scrub and second-growth and is required by the adjoining owner to enable him to straighten a narrow stream forming his present boundary as this stream is subject to frequent floods. The area eighthly described is situated 4 miles north of Ohakune. It is more suitable for farming than forestry and its future utilisation is being investigated with a view to its being subdivided and offered for selection, although portion may be incorporated in an adjoining scenic reserve. In the meantime it is preferable that it be declared Crown land and the withdrawal is to facilitate this action. The area ninthly described is situated 12 miles south-west of Pahiatua. The Forest Service considers this area to be more suitable for farming than forestry and has asked that it be released from its control to enable it to be disposed of under the Land Act 1948. The area tenthly described is situated 15 miles west of Nelson. It was purchased in 1952 as a site for a forestry nursery but as it is no longer required for that purpose it is to be declared Crown land and disposal effected under the Land Act 1948.

The area eleventhly described is situated 6 miles south-west of Murchison. It is more suitable for farming than forestry and will be disposed of to the adjoining owners for incorporation in their present property. The area twelfthly described is situated 7 miles south of Motueka. It is not required for Forest Service purposes and will be available for disposal under the Land Act 1948. The areas thirteenthly and fourteenthly described are situated 5 miles east of Ahaura. It is proposed to include these areas in the adjoining Farm Settlement to provide a more practicable boundary and effective fire break. The area fifteenthly described is situated 7 miles east of Arthur's Pass. It is desired to subdivide portion of the area together with adjoining Crown land to provide cottage sites for public offering under the Land Act 1948. The areas sixteenthly and seventeenthly described are situated in the vicinity of the Lewis Pass Road approximately 100 miles north of Christchurch. The present boundary of the Forest Service land in this locality is poorly defined and to rectify the position these areas are to be withdrawn from the present State Forest reservation and considerable areas of Crown land will later be included in the Forest Service boundaries. The area eighteenthly described is situated near Owaka some 78 miles south-west of Dunedin. It is suitable for farming and will be disposed of to an adjoining farmer to help towards making his property an economic unit. The areas nineteenthly and twentiethly described are situated 3 miles east of Mangonui. They comprise mainly open land which is being developed as the major part of the Stony Creek Farm Settlement. Portions of the areas are also to be sold to adjoining owners under the provisions of the Land Act 1948. The area twenty-firstly described is situated off the Mill Flat Road, near Riverhead, 5 miles from Hobsonville. It is more suitable for farming than forestry purposes and will be disposed of to the adjoining owner for development and to provide more practical access to portion of his existing property. The area twenty-secondly described is situated 20 miles south-east of Rotorua. The present boundary of the State forest land encroaches into the adjoining Mihi Farm Settlement and portion of the Farm Settlement land encroaches into the forest reservation. To help rectify the position it is desired to remove the State forest reservation from this small area. The area twenty-thirdly described is situated on the Nine-Mile Road, 3 miles south-east of Westport. It is no longer required for forestry purposes so it is desired to make it available for farming purposes by offering it for public selection under the provisions of the Land Act 1948.

Clause 12: Vesting certain land held by the Bourne Dean Recreation Ground Trustees in Her Majesty as the Bourne Dean Domain. In 1915 an area of freehold land situated at Kaipara Flats, about $8\frac{1}{2}$ miles west of Warkworth, to be known as the Bourne Dean Recreation Ground, was conveyed to certain trustees, in trust for the purpose of public recreation and enjoyment for the people of Kaipara Flats. Changes of trustees have been recorded and the trustees at present comprise the full number of three. The land is developed for recreation with playing fields, showers, conveniences, and a public hall erected thereon. The cost of maintaining the ground and amenities is now beyond the resources of the trustees whose cash assets amount to £174 17s. 6d. plus interest. It is desirable that the land be held as a public domain to be controlled by the Rodney County Council who are prepared to accept the responsibility. The trustees are willing to transfer the land to the Crown for this purpose, but under the original deed they have no power of sale. This clause accordingly vests the land in the Crown and at the same time declares the land to be a public domain subject to the provisions of Part III of the Reserves and Domains Act 1953 and appoints the Rodney County Council as the controlling Domain Board. Provision is also made for the payment of the accumulated funds of the trustees to the Board.

Clause 13: Vesting portions of a closed cemetery in the Corporation of the Borough of Cromwell for street purposes and as public reserves. In 1941 the former Cromwell Cemetery was declared closed and vested in the Cromwell Borough Council to be held and maintained as a public reserve under section 78 of the Cemeteries Act 1908. Only a small portion of the reserve has been used for burials and it is fenced off from the balance of the cemetery. Of the balance, part is used as a street, part as a Borough Council depot, and part for recreation purposes. The Cromwell Borough Council now desires to legalise its use of these areas for such purposes. The Health Department has no objection and the Cromwell Borough Council agrees to the cancelling of the present vesting in it of the portions required, provided they are subsequently reserved for the purposes used and revested in it for such purposes. As section 78 of the Cemeteries Act 1908 precludes the alienation of any portion of a closed cemetery this clause makes provision for the necessary authority to give effect to these proposals.

Clause 14: Authorising Trustees of recreation land at Mangere to transfer part of such land to the Corporation of the County of Manukau. As evidenced by a Declaration of Trust dated 29 November 1922, the land dealt with in this clause is held by certain Trustees in trust, as the S. W. House Recreation Park, to be used and enjoyed by the residents of Mangere as a place for their recreation and enjoyment. The Manukau County Council has been asked to erect a public hall in the district and a site on portion of the S. W. House Recreation Park is considered to be the most suitable. The Council is prepared to arrange for the erection of the hall provided the site chosen is transferred to it without cost. The present Trustees are desirous of transferring the required site, not exceeding two roods, to the Council, and the Trustees in the estate of the late Samuel Ward House, who originally gifted the land, have consented to the proposal. Statutory authority is necessary to provide for the transfer and the clause makes provision accordingly.

Clause 15: Authorising the sale and other dispositions of portions of the Tauranga Cemetery and provisions incidental thereto. An area of 25 acres in the Borough of Tauranga was in 1878 reserved for cemetery purposes and became known as the Tauranga Cemetery. In 1886 powers were delegated to the Tauranga Borough Council to appoint or remove Trustees to control and manage the Tauranga Cemetery and subsequently the Council appointed as Trustees certain representatives of various religious denominations in the Tauranga Borough. In practice the Trustees control burials from the three adjacent local body areas, namely, Tauranga Borough, Tauranga County, and Mount Maunganui Borough. The joint Town Planning Committee representing these three local bodies recommended that the unoccupied portion of the Tauranga Cemetery be subdivided and disposed of for housing purposes and the proceeds derived from such sale be used by the Council towards the purchase and development of a new cemetery outside the Borough boundaries. The subdivisional plan has made provision for sufficient land in the Tauranga Cemetery to be retained to allow for burials in it for several years, and, to screen off this area, provided for narrow strips of land, between it and the lands to be disposed of, to be reserved for plantation purposes. These plantation reserves and both the unused portion and the retained portion of the Tauranga Cemetery will vest in the Council. The Council in turn will continue to delegate the control and management of the retained portion of the cemetery to the Tauranga Cemetery Trustees. The Health Department, Tauranga Cemetery Trustees, and the local bodies concerned have no objections to the proposal. The clause accordingly authorises the actions set out above.

Clause 16: Authorising the Corporation of the Borough of Greytown to expend certain money on additional land. Section 11 of the Reserves and Other Lands Disposal Act 1950 authorised the Corporation of the Borough of Greytown to expend the money received from the leasing of land, known as the Channel Reserve, on the maintenance, upkeep, and improvement of land known as the Greytown Memorial Park. The annual rents now received from the leasing of the Channel Reserve amount to £411. Since 1950 the Council has acquired additional land adjoining the Greytown Memorial Park and such land is used as part of the park, and it has also acquired other land, not adjacent to the park, which will be used and developed for recreation purposes. The Council now desires authority to spend the money received from the leasing of the Channel Reserve not only on the recreational development of the Greytown Memorial Park but also on the additional land already purchased or vested in the Council for recreation purposes, and on such other public reserves as may in the future be purchased by or become vested in the Council for recreation purposes. This clause makes provision accordingly.

Clause 17: Special provisions regarding foreshore and land at Eastbourne. Considerable erosion took place along the seashore at Eastbourne and a sea wall was erected as an urgent erosion protection measure partly along the foreshore and partly along land above high-water mark. The foreshore is vested in the Wellington Harbour Board and the land above high-water mark is under the jurisdiction of the Eastbourne Borough Council. The law relating to erosion and accretion does not generally apply when such are brought about by the erection of a sea wall and there is some doubt as to the actual ownership of the foreshore on the seaward side of the wall. The Council and Harbour Board have agreed that the foreshore which forms as a result of the sea wall shall vest in the Harbour Board, and that the land between the foreshore and the sea wall shall vest in the Council. The legislation will clarify the position.

Clause 18: Special provisions relating to certain land at Takaka. The land held by the Golden Bay Agricultural and Pastoral Association and the Takaka Athletic and Cycling Club comprises the main sports ground of Takaka and is used for shows as required. It has been agreed that the land should be handed over to the Golden Bay County Council as a public recreation ground. The Council is to appoint a Management Committee to control the area. This will comprise two members of the Council, a representative of the Agricultural and Pastoral Association, a representative of the Athletic Club, and three representatives of other sporting organisations which use the area. The sum of £750 held by the Agricultural and Pastoral Association is to be handed over to the County Council for improving the area. The County Council is to make an annual payment of £30 to the Association. Special legislation is required to permit the proposals to be carried out, and this clause provides the necessary authority.

Clause 19: Authorising the disposal of certain land vested in the Bishop Suter Art Gallery Trust Board subject to certain conditions. Four parcels of land in the Nelson District, which had been held in trust for education purposes, were vested in trust under the Bishop Suter Art Gallery Trustees Act 1896 in certain trustees for the promotion of art, etc., in Nelson City, as an endowment of an art gallery to be called the "Bishop Suter Art Gallery". In 1957 the trustees were incorporated as the Bishop Suter Art Gallery Trust Board. The Board considers that as only small rents are received from the leasing of these sites, it would be in the best interest of the art gallery to sell the sites as opportunity offers. An agreement for sale and purchase has been entered into

by the Board for the sale of one of the sites, and the disposal of another site is being considered. The clause accordingly empowers the Board to sell two of the sites subject however to the approval of the Minister of Lands in each case. Situated on another of the sites held by the Board is a hall that was erected in 1903 partly by public subscription and partly by Government subsidy. It is expedient that this property should become a public hall under the control of a Board of local residents appointed under the Reserves and Domains Act 1953. As trustees under the Charitable Trusts Act 1957, the Board cannot gift this asset without consideration. Legislative authority to give them this right is desirable and the clause makes provision accordingly.

Clause 20: Validating an agreement between Her Majesty, the Napier Harbour Board, and the Corporation of the City of Napier. This clause deals with an agreement concerning an area of Crown land on the summit and slopes of Bluff Hill, Napier, in which both the Napier City Council and the Napier Harbour Board are interested – the former wants part for domain purposes, while the Harbour Board wants to take spoil from another portion for harbour reclamation and protection works. Following negotiations between the Crown, the Harbour Board, and the City Council, it has been agreed that an area of 5 acres 3 roods 29·8 perches will be made available to the Harbour Board for removal of spoil, subject to an annual payment of £100 to the Crown. The agreement also provides for the removal of the spoil over a 30-year term with a right of extension under certain conditions for a further maximum period of 20 years. It has also been agreed that the remaining portion of Crown land, 2 acres 3 roods 21 perches, will be set apart as a domain under the control of the City Council, and that the rental received from the Harbour Board for the area from which spoil will be removed will, until such time as the Minister of Lands shall otherwise direct, be made available to the Council to be spent on the development of this domain area. The agreement further sets out the rights of the three parties, the conditions under which quarrying operations are permitted, the establishment of permanent batters on completion of quarrying the slopes, their planting and protection, and other incidental matters. It is necessary that the agreement be confirmed and validated. The clause make provision accordingly.

Hon. Mr Skinner

RESERVES AND OTHER LANDS DISPOSAL

ANALYSIS

- | Title | |
|---|---|
| 1. Short Title | 10. Vesting certain land in the Timaru Harbour Board subject to certain conditions |
| 2. Authorising the transfer of certain land to the Prebbleton Public Hall Society Incorporated | 11. Declaring land subject to the Forests Act 1949 to be Crown land subject to the Land Act 1948 |
| 3. Cancelling the vesting of certain endowment land in the Taranaki Harbour Board and declaring that land to be vested in Her Majesty as an addition to the Corbett Park Domain | 12. Vesting certain land held by the Bourne Dean Recreation Ground Trustees in Her Majesty as the Bourne Dean Domain |
| 4. Amending Section 99 of the Reserves and Other Lands Disposal and Public Bodies Empowering Act 1914 | 13. Vesting portion of a closed cemetery in the Corporation of the Borough of Cromwell for street purposes and as public reserves |
| 5. Declaring certain endowment land vested in the University of Otago to be Crown land subject to the Land Act 1948 | 14. Authorising Trustees of recreation land at Mangere to transfer part of such land to the Corporation of the County of Manukau |
| 6. Vesting certain land in Her Majesty as an addition to the Gisborne Domain | 15. Authorising the sale and other dispositions of portions of the Tauranga Cemetery and provisions incidental thereto |
| 7. Declaring certain land in the Whakatane County to be vested in Her Majesty as Crown land subject to the provisions of the Land Act 1948 | 16. Authorising the Corporation of the Borough of Greytown to expend certain money on additional land |
| 8. Cancelling the vesting and changing the purpose of the reservation over part of a closed cemetery to a site for a scout hall | 17. Special provisions regarding foreshore and land at Eastbourne |
| 9. Authorising the Inglewood Borough Council to expend endowment money on public reserves | 18. Special provisions relating to certain land at Takaka |
| | 19. Authorising the disposal of certain land vested in the Bishop Suter Art Gallery Trust Board subject to certain conditions |
| | 20. Validating an agreement between Her Majesty, the Napier Harbour Board, and the Corporation of the City of Napier |

A BILL INTITULED

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:

1. Short Title—This Act may be cited as the Reserves and Other Lands Disposal Act 1959. 10

2. Authorising the transfer of certain land to the Prebbleton Public Hall Society Incorporated—Whereas the land described in subsection three of this section is vested in the Prebbleton Public Library, a body corporate under the Libraries and Mechanics' Institutes Act 1908: And whereas the Prebbleton Public Library ceased to function in the year nineteen hundred and forty-five: And whereas there is erected on the land a public hall the cost of which was paid from money subscribed by residents of the district: And whereas a society named the Prebbleton Public Hall Society Incorporated has been incorporated under the Incorporated Societies Act 1908 for the purpose, among others, of acquiring and holding the said land for the benefit of the local residents: And whereas the said land and the buildings and other amenities thereon have for many years been used by the Society at the request of and for the benefit of the residents in the locality: And whereas the books of the Prebbleton Public Library have been sold and there is now no demand in the district for a public library: And whereas it is desirable that the said land should be vested in the Society, and that provision should be made in that behalf: Be it therefore enacted as follows: 15 20 25 30

(1) Notwithstanding anything to the contrary in the Libraries and Mechanics' Institutes Act 1908 or in any other Act or rule of law the land described in subsection three of this section is hereby declared to be no longer vested in the Prebbleton Public Library and is hereby vested in the Prebbleton Public Hall Society Incorporated. 35

(2) The District Land Registrar for the Land Registration District of Canterbury is hereby authorised and directed to accept such documents for registration, to make such entries in the register books, and to do all such other things as may
5 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 Firstly, all that area in the Canterbury Land District, Papanui County, being part Lot 1, D.P. 4394, and being part Rural Section 1742 situated in Block XIII, Christchurch Survey District, containing twenty-five perches and five-tenths of a perch, more or less, and being all the land comprised and described in certificate of title, Volume 435, folio 80, Canterbury Registry.

15 Secondly, all that area in the Canterbury Land District, Papanui County, being part Rural Section 1742 situated in Block XIII, Christchurch Survey District, containing one rood, more or less, and being all the land comprised and described in certificate of title, Volume 394, folio 286 (limited
20 as to parcels and title), Canterbury Registry.

3. Cancelling the vesting of certain endowment land in the Taranaki Harbour Board and declaring that land to be vested in Her Majesty as an addition to the Corbett Park Domain—Whereas the land described in subsection three of

25 this section was together with other land by a deed authorised by the New Plymouth Harbour Board Ordinance 1875 (Province of Taranaki) conveyed to and vested in the New Plymouth (now Taranaki) Harbour Board upon trust for the construction and maintenance of a harbour or breakwater
30 or of any other works for the accommodation of vessels, or for facilitating the landing and shipping of goods and passengers at or near the Town of New Plymouth: And whereas the said land is of no value for the purposes mentioned, but is suitable for recreational purposes: And whereas it is in the
35 public interest that the said land should be administered and developed for recreational purposes: And whereas the Taranaki Harbour Board has agreed to transfer the land to Her Majesty as an addition to the Corbett Park Domain, but has no statutory authority to do so: Be it therefore enacted as
40 follows:

(1) Notwithstanding anything to the contrary in the Harbours Act 1950 or in any other Act or rule of law, the vesting in the Taranaki Harbour Board of the land described in subsection three of this section is hereby cancelled and the said land is hereby declared to be vested in Her Majesty as a public domain subject to the provisions of Part III of the Reserves and Domains Act 1953, and to form part of the Corbett Park Domain under the control of the Corbett Park Domain Board, but otherwise freed and discharged from all trusts, reservations, or restrictions heretofore affecting the said land.

(2) The District Land Registrar for the Land Registration District of Taranaki is hereby authorised and directed to make such entries in the register books and to do all such other things 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:

All that area in the Taranaki Land District being parts New Plymouth Harbour Reserve C, situated in Block II, Wairau Survey District, containing three acres three roods fourteen perches, more or less: as the same is more particularly delineated on the plan marked L. and S. 1/1163A, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red.

4. Amending Section 99 of the Reserves and Other Lands Disposal and Public Bodies Empowering Act 1914—Whereas section ninety-nine of the Reserves and Other Lands Disposal and Public Bodies Empowering Act 1914 authorised the Wairau Harbour Board to acquire and lease certain specified land on the terms and conditions therein provided: And whereas paragraph (b) of subsection five of that section purporting to describe the land intended to be affected thereby omitted the description of certain parcels of land: And whereas it is desirable that the omission should be rectified: And whereas part of this land has been utilised by the Come to Blenheim Association Incorporated as a native planted shrubbery and rose garden and is maintained by public subscription: And whereas the Wairau Harbour Board has transferred that part to the Corporation of the Borough of Blenheim so that its occupation by the Association can be regularised: And whereas it is desired to validate such transfer: Be it therefore enacted as follows:

(1) Section ninety-nine of the Reserves and Other Lands and Public Bodies Empowering Act 1914 is hereby amended as from the passing of that Act by omitting paragraph (b) from subsection five and substituting the following paragraph:

5 “(b) Firstly, all that parcel of land containing one rood four perches and five-tenths of a perch, more or less, being part of Allotments 12, 13, and 14 on plan deposited in the Land Registry Office at Blenheim as No. 440 as a subdivision of part of Section 46
10 on the plan of the District of Opawa, being the whole of the land comprised in certificate of title, Volume 13, folio 204, Marlborough Registry, together with a right of way over the portion of
15 Allotment 12 coloured purple on the said Deposited Plan No. 440 which said right of way is appurtenant to the said part of Allotment 12 comprised in the said certificate of title but subject nevertheless to the right of way over the portion of the said Allotment 12 coloured yellow on the said Deposited Plan
20 for the owners of part of Allotments 12 and 13 comprised in certificate of title, Volume 10, folio 226, Marlborough Registry.

25 “Secondly, all that parcel of land containing twenty-four perches and sixty-four one-hundredths of a perch, more or less, being part of Allotments 6, 7, and 8 of the subdivision of section 46, District of Opawa, and more particularly shown on plan deposited in the Land Registry Office at Blenheim as No. 439, and being the balance of the land comprised in certificate of title, Volume 13, folio 226,
30 Marlborough Registry, subject to drainage rights over the said part Lot 7 created by conveyance No. 17796.

35 “Thirdly, all that parcel of land containing one rood eleven perches and fifteen one-hundredths of a perch, more or less, being part of Allotment 8 of the subdivision of Section 46, District of Opawa, and being the balance of the land comprised in certificate of title, Volume 44, folio 251, Marlborough Registry, together with right of way over
40 part Lot 7 of Section 46, District of Opawa, and Part Lot 2, Deposited Plan 1663, granted by Transfer No. 17613 and subject to a right of way over part of Lot 8 created by conveyance No. 17796 and
45 subject to Order in Council No. K.693 imposing a building-line restriction.

“Fourthly, all that parcel of land containing one rood eleven perches and ninety-seven one hundredths of a perch, more or less, being Lot 1 on plan deposited in the Land Registry Office at Blenheim as No. 2468 being part Section 46, District of Opawa, and being all the land comprised in certificate of title, Volume 57, folio 287, Marlborough Registry, together with rights of way over part Lot 7 of Section 46, District of Opawa and part Lot 2, Deposited Plan No. 1663, granted by transfer No. 17613, and subject to drainage rights created by conveyance No. 17796.”

(2) The transfer dated the twenty-fifth day of July, nineteen hundred and fifty-eight, and registered in the Land Registry Office at Blenheim under Number 29459 from the Wairau Harbour Board to the Corporation of the Borough of Blenheim of the land fourthly described in paragraph (b) of subsection five of section ninety-nine of the Reserves and Other Lands and Public Bodies Empowering Act 1914, as substituted by subsection one of this section, is hereby validated and declared to have been lawfully made.

5. Declaring certain endowment land vested in the University of Otago to be Crown land subject to the Land Act 1948—Whereas the land described in subsection two of this section (in this section referred to as the said land) is reserved as an endowment for the University of Otago (in this section referred to as the University): And whereas the said land is administered by the Crown on behalf of the University: And whereas it has been agreed between the University and Her Majesty that in the interests of closer settlement the said land be resumed as Crown land: And whereas it is desirable that the reservation for university endowment purposes be cancelled and that to enable its better disposal the said land should be declared subject to the Land Act 1948: Be it therefore enacted as follows:

(1) As from the last day of February, nineteen hundred and sixty, the vesting of the land described in subsection two of this section in the University as an endowment shall be deemed to be cancelled and the said land shall thereupon become Crown land subject to the Land Act 1948.

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

All that area in the Southland Land District, Wallace County, containing forty-four thousand and sixty acres, more or less, being Sections 1 and 2, Snowdon Survey District, Section 2, Te Anau Survey District, and those parts of
5 Section 3, Mararoa Survey District and Section 2, Burwood Survey District lying to the north-west of the Mararoa River, (being formerly described as Run 304) and being part of the land described in the Schedule to the University of Otago Endowment Ordinance 1870 (Otago Province): as shown on
10 the plan marked L. and S. 8/10/36, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red.

6. Vesting certain land in Her Majesty as an addition to the Gisborne Domain—Whereas the land described in sub-
15 section three of this section is situated along the foreshore at Gisborne: And whereas it is desirable that all the said land be vested in Her Majesty as an addition to the Gisborne Domain to enable the Gisborne City Council, acting as the Gisborne Domain Board, to develop the land for recreation
20 purposes: And whereas those persons who are the registered proprietors of parts of the said land have consented to this being done: And whereas part of the said land was formerly below the mean high-water mark of the sea and doubts have arisen as to the status and ownership of that part which is now
25 dry land: And whereas part of the said land is dedicated as a public street: And whereas it is expedient that special provision be made adding the said land to the Gisborne Domain: Be it therefore enacted as follows:

(1) The dedication as a public street of part of the land
30 described in subsection three of this section and all other trusts, reservations, and restrictions heretofore affecting the said land, except those referred to in a memorandum of transfer registered in the Land Registry Office at Gisborne under Number 11379, are hereby cancelled, and the said land is
35 hereby declared to be vested in Her Majesty as a public domain subject to the provisions of Part III of the Reserves and Domains Act 1953 and to form part of the Gisborne Domain under the control of the Gisborne City Council acting as the Gisborne Domain Board.

40 (2) The District Land Registrar for the Land Registration District of Gisborne is hereby authorised and directed to make such entries in the register books and to do all such other things 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:

All that area in the Gisborne Land District, City of Gisborne (to be known hereafter as Section 2, Block VII, Turanganui Survey District), containing nineteen acres two roods twenty perches, more or less, bounded by a line commencing at a point being the intersection of the production of the south-western boundary of part Waiohiharore 3 with the high-water mark of the sea, as shown on D.P. 2956, and proceeding north-westerly along the boundary of part Waiohiharore 3 and its production to the south-eastern side of the Centennial Marine Drive; thence north-easterly along the south-eastern side of the Centennial Marine Drive and its production across Stanley Road to the eastern side of that road; thence south-erly by the eastern side of Stanley Road to the south-western corner of Lot 1, D.P. 4388; thence easterly along the southern boundary of the said Lot 1 to its intersection with the southern side of the Centennial Marine Drive; thence easterly and north-easterly along the southern and south-eastern sides of the said Centennial Marine Drive to the north-western corner of Lot 1, D.P. 1176; thence easterly along the northern boundary of the said Lot 1 to its intersection with a beacon reserve, as shown on S.O. Plan 717; thence south-easterly, easterly, and north-westerly along the south-western, southern, and north-eastern boundaries of that beacon reserve to intersect again the northern boundary of Lot 1, D.P. 1176; thence again easterly along the said northern boundary of Lot 1, D.P. 1176, to and across Roberts Road and again along the northern boundary of the said Lot 1 to the north-western side of Grey Street; thence south-easterly along a right line across Grey Street to the westernmost corner of Section 1, Block VII, Turanganui Survey District and along the south-western boundary of the said Section 1 to the boundary of Lot 1, D.P. 2956; thence south-westerly by that boundary to the high-water mark of the sea as shown on the said D.P. 2956; thence westerly generally along the said high-water mark to the point of commencement.

7. Declaring certain land in the Whakatane County to be vested in Her Majesty as Crown land subject to the provisions of the Land Act 1948—Whereas under the authority of section seventy of the Reserves and Other Lands Disposal and Public Bodies Empowering Act 1924, and pursuant to an Order in

Council dated the twenty-ninth day of June, nineteen hundred and twenty-five, and published in the *Gazette* of the ninth day of July of that year, the land described in subsection two of this section, together with other land, was vested in the Corporation of the County of Whakatane for tree-planting purposes: And whereas the said land is no longer required for tree-planting purposes and it is desirable that it should be declared Crown land subject to the Land Act 1948: Be it therefore enacted as follows:

10 (1) The vesting of the land described in subsection two of this section in the Corporation of the County of Whakatane for tree-planting purposes is hereby cancelled and the said land is hereby vested in Her Majesty as Crown land available for disposal under the Land Act 1948, freed and discharged from
15 all trusts, reservations, and restrictions heretofore affecting the same.

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

20 All that area in the South Auckland Land District, being parts of Section 3, Block VI, Rangitaiki Upper Survey District, containing thirty-seven acres two roods and twenty perches, more or less: as shown on the plan marked L. and S. 9/1425A, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (S.O. Plan
25 39842).

8. Cancelling the vesting and changing the purpose of the reservation over part of a closed cemetery to a site for a scout hall—Whereas by a notice dated the fourteenth day of July, eighteen hundred and seventy-five, and published in the
30 *Nelson Provincial Gazette* of the fifth day of August in that year, the land described in subsection two of this section was reserved for a public cemetery: And whereas by an Order in Council dated the sixth day of November, eighteen hundred and ninety-one, and published in the *Gazette* of the twelfth
35 day of that month, it was ordered and directed that the cemetery should be closed from and after the first day of June, eighteen hundred and ninety-two, and that the said cemetery should, from and after that date, be vested in the Chairman, Councillors, and Inhabitants of the County of
40 Inangahua (in this section referred to as the Corporation) under the provisions and for the purposes of section seventy-nine of the Cemeteries Act 1882: And whereas there have been

no burials in that portion of the closed cemetery described in subsection two of this section: And whereas the Corporation desires that the said portion should be made available for use as a site for a scout hall, but any such use is contrary to the trusts on which the land is held: And whereas it is desirable that the land should be declared to be a reserve for a site for a scout hall in order that arrangements may be made under the Reserves and Domains Act 1953 for its control and management for that purpose: Be it therefore enacted as follows:

(1) The vesting in the Corporation as a closed cemetery of the land described in subsection two of this section is hereby cancelled and the said land is hereby declared to be vested in Her Majesty as a public reserve for a site for a scout hall.

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

All that area in the Nelson Land District, being Section 1361 (formerly part Section 1329), Town of Reefton, containing two roods fourteen perches and four-tenths of a perch, more or less: as shown on the plan marked L. and S. 2/648, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (S.O. Plan 10122).

9. Authorising the Inglewood Borough Council to expend endowment money on public reserves—Whereas pursuant to the Inglewood Borough Endowment Disposal Act 1915 the Inglewood Borough Council was authorised to sell certain land being portion of the Inglewood Town-improvement Endowment and to pay the proceeds of any such sales to the Public Trustee for investment for and on behalf of the Corporation of the Borough of Inglewood (in this section referred to as the Corporation): And whereas the said Act provided that such proceeds shall from time to time be applied by the Public Trustee, with the consent of the Council of the Corporation, in or towards the purchase of suitable freehold land in or near the Borough of Inglewood, for the purpose of replacing the endowments so sold: And whereas the Council is empowered, by section twenty-nine of the Reserves and other Lands Disposal and Public Bodies Empowering Act 1922, to expend the interest derived from the investment of the said proceeds for town-improvement purposes, but is not empowered to use the capital sum other than for the purchase of freehold land as aforesaid: And

whereas it is desirable and expedient that the Council should be authorised to expend the said capital sum and the interest thereon in or towards the development and improvement of public reserves owned, vested in, or controlled by the Council of the Corporation: Be it therefore enacted as follows:

- (1) The Public Trustee is authorised and directed to pay the money now held by him, under and by virtue of subsection two of section two of the Inglewood Borough Endowment Disposal Act 1915, to the Council of the Corporation.
- (2) The Council of the Corporation is authorised to expend, from time to time, the whole or any part of the said money, and the interest thereon, for all or any of the following purposes:
 - (a) The development and improvement of public reserves owned, vested in, or controlled by the Council:
 - (b) The erection of buildings, seating, and other improvements of a substantial or permanent character on the said public reserves owned, vested in, or controlled by the Council.
- (3) The Inglewood Borough Endowment Disposal Act 1915, and section twenty-nine of the Reserves and other Lands Disposal and Public Bodies Empowering Act 1922 are hereby repealed.

10. Vesting certain land in the Timaru Harbour Board subject to certain conditions—Whereas by the Timaru Harbour Board Act 1876 Amendment Act 1881 certain land described therein was vested in the Timaru Harbour Board (in this section referred to as the Board) for an estate in fee simple subject to certain provisions set out in that Act and subject to those provisions of the Harbours Act 1878 which related to land vested in Harbour Boards: And whereas it is proposed to vest additional land in the Board: And whereas part of the land proposed to be so vested is vested in Her Majesty for railway purposes, and the remainder is Crown land and part of the foreshore: And whereas it is desirable that these areas should be vested in the Board subject to the same terms and conditions as applied to the land already vested in the Board as aforesaid: Be it therefore enacted as follows:

- (1) The land described in subsection three of this section is hereby vested in the Board subject to the provisions of the Harbours Act 1950, and sections three, five, and six of the Timaru Harbour Board Act 1876 Amendment Act 1881, shall apply, as from the passing of this Act, as if the said land were vested in the Board under that Act.

(2) This section shall be deemed to be a special Act within the meaning of the Harbours Act 1950.

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

All that area in the Canterbury Land District, City of Timaru, and foreshore, containing five acres three roods, more or less, and being railway land pursuant to section four of the Timaru Harbour Board Act 1876 Amendment Act 1881 and Crown land and foreshore, bounded by a line commencing at a point on the low-water mark of the sea due east of the southernmost corner of Reserve 4643 in Block II, Patiti Survey District, City of Timaru, and proceeding due west to the north-eastern side of the road forming the north-eastern boundary of the aforementioned reserve; thence north-westerly generally along that roadside and the north-eastern side of South Street to the south-eastern boundary of the Timaru Harbour Board area as defined in the Schedule to the Timaru Harbour Board Act 1876 Amendment Act 1881; thence north-easterly along that boundary (bearing $72^{\circ} 58'$) to the low-water mark of the sea; thence south-easterly generally along the low-water mark of the sea to the point of commencement: as shown on the plan marked L. and S. 13/265, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon coloured yellow (S.O. Plan 9582).

11. Declaring land subject to the Forests Act 1949 to be Crown land subject to the Land Act 1948—Whereas the land described in subsection two of this section is set apart as permanent State forest land under the Forests Act 1949: And whereas it is desirable that it should be declared Crown land subject to the Land Act 1948: Be it therefore enacted as follows:

(1) The setting apart of the land described in subsection two of this section as permanent State forest land is hereby revoked and the said land is hereby declared to be Crown land subject to the Land Act 1948.

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

Firstly, all that area in the South Auckland Land District, being parts Run 54, and being also part permanent State forest land by Proclamation dated the twenty-seventh day of November, nineteen hundred and thirty-one, and published in the *Gazette* of the third day of December of that year at page 3412, situated in Block I, Galatea Survey District, containing

fifty-eight acres three roods and fifteen perches, more or less: as shown on the plan marked L. and S. 10/92/111, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (S.O. Plan 38812).

- 5 Secondly, all that area in the South Auckland Land District, being part Allotment 676, Parish of Taupiri, situated in Block VII, Hapuakohe Survey District, containing sixty acres one rood nine perches and eight-tenths of a perch, more or less: as shown on the plan marked L. and S. 9/3603, deposited in the
10 Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (S.O. Plan 39402).

- Thirdly, all that area in the South Auckland Land District, being part of the land set apart as permanent State forest land by Proclamation dated the twenty-seventh day of September,
15 nineteen hundred and thirty-five, and published in the *Gazette* of the third day of October of that year at page 2735 and being also the land known as Section 6, Block XV, Tairua Survey District, containing sixty-nine acres two roods and thirty-two perches, more or less: as shown on the plan marked L. and S.
20 22/1432/23 deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (S.O. Plan 39616).

- Fourthly, all that area in the Hawke's Bay Land District being Section 2, Block VIII, Makaretu Survey District, containing one hundred and three acres and one rood, more or less:
25 as shown on the plan marked L. and S. 11/906, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (S.O. Plan 3111).

- Fifthly, all that area in the Hawke's Bay Land District, being Section 8 (formerly part Section 1), Block XIII, Maungaharuru Survey District, containing five acres two roods two perches and eight-tenths of a perch, more or less, and being part of the land comprised and described in certificate of title, H.B. Volume 83, folio 223, Hawke's Bay Registry: as
30 shown on the plan marked L. and S. 8/2/28, deposited in the Head Office, Department of Lands and Survey, at Wellington and thereon edged red (S.O. Plan 3174).

- Sixthly, all that area in the Taranaki Land District, being part Lot 9 on Deposited Plan numbered 393, being part Pohokura Block, situated in Block XI, Ngatimaru Survey District, containing twelve acres two roods and eight perches, more or less, and being part of the land comprised and described in certificate of title, Volume 24, folio 197, Taranaki Registry: as
40 shown on the plan marked L. and S. 10/94/20, deposited in the Head Office, Department of Lands and Survey, at
45 Wellington, and thereon edged red (S.O. Plan 9102).

Seventhly, all that area in the Taranaki Land District, being parts of Section 22, Block XV, Waitara Survey District, containing twelve acres and one rood, more or less: as shown on the plan marked L. and S. 27/255, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (S.O. Plan 8930). 5

Eighthly, all that area in the Wellington Land District, being part Raetihi 5A Block, situated in Block IV, Makotuku Survey District, containing one thousand five hundred and ninety-four acres three roods and nine perches, more or less, and being part of the land comprised and described in certificate of title, Volume 101, folio 106, Wellington Registry: as shown on the plan marked L. and S. 10/95/44, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red. 15

Ninthly, all that area in the Wellington Land District, being Section 5, Block II, Tararua Survey District, containing twenty-three acres, more or less, and being all the land comprised and described in certificate of title, Volume 87, folio 263, Wellington Registry; and also part Section 135, Block XIII, Mangahao Survey District, containing twenty-five acres and thirty-four perches, more or less: as shown on the plan marked L. and S. 10/95/35, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (S.O. Plans 13473 and 13531). 20 25

Tenthly, all that area in the Nelson Land District, being part Section 86, District of Waimea West, situated in Block I, Waimea Survey District, containing forty-nine acres three roods and thirty perches, more or less, and being all the land comprised and described in certificate of title, Volume 63, folio 97, Nelson Registry: as shown on the plan marked L. and S. 10/97/76, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red. 30

Eleventhly, all that area in the Nelson Land District, being part Section 8, Block IV, Maruia Survey District, containing five hundred and fifty-seven acres and three roods, more or less: as shown on the plan marked L. and S. 10/97/56, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (S.O. Plan 10085). 35 40

Twelfthly, all that area in the Nelson Land District, being all the land shown on Deposited Plan numbered 1557, being part Section 83, District of Moutere Hills, situated in Block XII, Motueka Survey District, containing five acres, more or 45

less, and being all the land comprised and described in certificate of title, Volume 53, folio 282, Nelson Registry: as shown on the plan marked L. and S. 10/97/17, deposited in the Head Office, Department of Lands and Survey, at Wellington,
5 and thereon edged red.

Thirteenthly, all that area in the Westland Land District, being part Reserves 1890 and 1894, situated in Block II, Ahaura Survey District, containing thirty-nine acres one rood and six perches, more or less; and also part Reserve 1596,
10 situated in Block I, Ahaura Survey District, containing one acre two roods nineteen perches, more or less: as shown on the plans marked L. and S. 36/2025 A and B, deposited in the Head Office, Department of Lands and Survey at Wellington, and thereon edged red (S.O. Plans 4835 and 4836).

15 Fourteenthly, all that area in the Westland Land District, being part Reserve 1898, situated in Block II, Ahaura Survey District, containing twenty-two acres two roods and thirty perches, more or less; and also part Reserve 1899, situated in Block VI, Ahaura Survey District, containing seventeen acres
20 two roods and nineteen perches, more or less: as shown on the plan marked L. and S. 10/98/40c, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (S.O. Plan 4819).

Fifteenthly, all that area in the Canterbury Land District,
25 being part Reserve 3286, situated in Block XV, Bealey Survey District, containing forty-eight acres, more or less: as shown on the plan marked L. and S. 9/3648, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (S.O. Plan 9398).

30 Sixteenthly, all that area in the Canterbury Land District, being parts Reserve 4380, situated in Blocks II, VI, and VII, Skiddaw Survey District, containing eight hundred and nine acres, more or less: as shown on the plan marked L. and S. 8/8/45B, deposited in the Head Office, Department of Lands
35 and Survey, at Wellington, and thereon edged green (S.O. Plan 9511L).

Seventeenthly, all that area in the Canterbury Land District, being part Reserve 4381, situated in Block VIII, Skiddaw Survey District, and Block V, Tekoa Survey District,
40 containing six hundred and forty acres, more or less: as shown on the plan marked L. and S. 8/8/45c, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged green (S.O. Plan 9509).

Eighteenthly, all that area in the Otago Land District, being part of the land set apart as permanent State forest land by Proclamation dated the eighteenth day of December, nineteen hundred and fifty-two, and published in the *Gazette* of the fifteenth day of January, nineteen hundred and fifty- 5
three, at page 2, and being the land now known as Section 33 (formerly part Section 20), Block I, Woodland Survey District, containing thirty-eight acres and thirty-seven perches, more or less: as shown on the plan marked L. and S. 10/101/31, deposited in the Head Office, Department of 10
Lands and Survey, at Wellington, and thereon edged red (S.O. Plan 12644).

Nineteenthly, all that area in the North Auckland Land District, being part of the land set apart as permanent State forest land by a Proclamation dated the twenty-first day of 15
September, nineteen hundred and thirty-eight, and published in the *Gazette* of the twenty-ninth day of September of that year at page 2144, situated in Blocks II, III, VI, VII, and XI, Mangonui Survey District, containing eight thousand 20
one hundred and seventy-nine acres, four perches and seven-tenths of a perch, more or less: as shown on the plan marked L. and S. 10/91/39A, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (S.O. Plan 41401).

Twentiethly, all that area in the North Auckland Land 25
District, being land set apart as permanent State forest land, notice of the acquisition of which land, dated the seventh day of October, nineteen hundred and fifty-one, was published in the *Gazette* of the fifteenth day of November of that year at page 1716, and being Allotment 80, Parish of 30
Mangonui East, situated in Block VII, Mangonui Survey District, containing forty-six acres, more or less: as shown on the plan marked L. and S. 10/91/39B, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (S.O. Plan 1021A). 35

Twenty-firstly, all that area in the North Auckland Land District, being part Sections 51H and 53H, Riverhead Home- 40
stead Settlement, situated in Block VI, Waitemata Survey District, containing twenty-four acres one rood and nineteen perches, more or less: as shown on the plan marked L. and S. 22/2948D, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (S.O. Plan 41461).

Twenty-secondly, all that area in the South Auckland Land District, being part Paeroa East 4B 1A Block and part Section 62s, Reporoa Settlement, situated in Block VII, Paeroa Survey District, containing one rood six perches and two-tenths of a perch, more or less: as shown on the plan marked L. and S. 36/1386, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (S.O. Plan 38972).

Twenty-thirdly, all that area in the Nelson Land District, being Section 52, Block VII, Kawatiri Survey District, containing seven acres one rood and five perches, more or less: as shown on the plan marked L. and S. 10/97/59, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (S.O. Plan 9272).

15 **12. Vesting certain land held by the Bourne Dean Recreation Ground Trustees in Her Majesty as the Bourne Dean Domain**—Whereas the land described in subsection five of this section, known as the Bourne Dean Recreation Ground (in this section referred to as the said land),
20 was by deed of conveyance dated the tenth day of March, nineteen hundred and fifteen, and registered in the Deeds Register Office at Auckland under Number 241784, vested in trustees as a place of public recreation and enjoyment for the people of Kaipara Flats: And whereas since that date
25 changes of trustees have been registered: And whereas the said land has been developed in accordance with the trusts created by the said deed of conveyance and a public hall has been erected on the said land and certain funds have accumulated in connection with the said trusts: And whereas it is
30 desirable that the said land should be declared a public domain: And whereas the trustees have no power of sale but are desirous of transferring the said land to the Crown so that it can be declared a public domain, and the said land and funds administered and controlled by the Rodney County
35 Council acting as a Domain Board: And whereas it is desirable and expedient to make provision accordingly: Be it therefore enacted as follows:

(1) The land described in subsection five of this section is hereby declared to be no longer vested in the trustees of the
40 Bourne Dean Recreation Ground, and the said land is hereby declared to be vested in Her Majesty as a public domain subject to the provisions of Part III of the Reserves and Domains Act 1953 but otherwise freed and discharged from all trusts, reservations, and restrictions heretofore affecting the
45 said land.

(2) The said domain shall be known as the Bourne Dean Domain, and the Rodney County Council is hereby appointed to be the Bourne Dean Domain Board to have control of the said domain, but this appointment shall be deemed to have been made by the Minister of Lands by notice in the *Gazette*, under section forty-seven of the Reserves and Domains Act 1953. 5

(3) The District Land Registrar for the Land Registration District of Auckland is hereby authorised and directed to make such entries in the register books and to do all such other things as may be necessary to give effect to the provisions of this section. 10

(4) The trustees are authorised and directed to pay the said accumulated funds to the Rodney County Council acting as the Bourne Dean Domain Board, and the said accumulated funds shall be and form part of the assets of the Board. 15

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

All that area in the North Auckland Land District, being part Allotment 7, Kourawhero Parish, situated in Block V, Mahurangi Survey District, containing fifteen acres, more or less, and being all the land comprised and described in certificate of title, Volume 759, folio 213 (limited as to parcels and title), Auckland Registry: as shown on the plan marked L. and S. 1/1486, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red. 25

13. Vesting portion of a closed cemetery in the Corporation of the Borough of Cromwell for street purposes and as public reserves—Whereas by the Cemeteries Ordinance 1865 of the Province of Otago, Section 1, Block XCIII, Town of Cromwell, containing an area of ten acres, was reserved for a public cemetery: And whereas by an Order in Council dated the tenth day of June, nineteen hundred and forty-one, and published in the *Gazette* of the nineteenth day of that month, it was ordered and directed that the cemetery should be closed from and after the first day of December, nineteen hundred and forty-one, and that the said cemetery should, from and after that date, be vested in the Cromwell Borough Council (in this section referred to as the Council) under the provisions and for the purpose of section seventy-eight of the Cemeteries Act 1908: And whereas burials have been made in only a small portion of the said cemetery, and the 30 35 40

greater portion has been used for street purposes, for recreation, and as a site for a Borough depot: And whereas such use of the greater portion is contrary to the trusts upon which the land is held: And whereas in order to provide for the
5 proper control and use of the said greater portion it is desirable that the existing vesting of that portion under the Cemeteries Act 1908 should be cancelled, that part of the land should be declared to be a public street, and that the remainder should
10 be reserved for the purposes for which it is now used and vested in the Mayor, Councillors, and Citizens of the Borough of Cromwell (in this section referred to as the Corporation) in trust for those purposes: Be it therefore enacted as follows:

(1) The vesting in the Council under the provisions and for the purpose of section seventy-eight of the Cemeteries Act
15 1908 of that portion (in subsections two, three, and four of this section referred to as the said land) of the closed cemetery described in subsection five of this section is hereby cancelled.

(2) The portion of the said land described in subsection
20 six of this section is hereby declared to be a public street subject to the Municipal Corporations Act 1954, freed and discharged from all trusts, reservations, and restrictions heretofore affecting it.

(3) The portion of the said land described in subsection
25 seven of this section is hereby declared to be a reserve for recreation purposes subject to the Reserves and Domains Act 1953, and to be vested in the Corporation in trust for those purposes.

(4) The portion of the said land described in subsection
30 eight of this section is hereby declared to be a reserve for a site for a Borough depot subject to the Reserves and Domains Act 1953, and to be vested in the Corporation in trust for that purpose.

(5) The portion of the closed cemetery to which subsection
35 one of this section relates is described as follows:

All that area in the Otago Land District, Borough of
Cromwell, containing nine acres and fifteen perches and
five-tenths of a perch, more or less, and being part Section
1, Block XCIII, Town of Cromwell: as shown on the plan
marked L. and S. 2/439A, deposited in the Head Office,
40 Department of Lands and Survey, at Wellington, and thereon
edged red (S.O. Plan 12757).

(6) The land to which subsection two of this section relates is described as follows:

All that area in the Otago Land District, Borough of Cromwell, containing one acre, more or less, and being part Section 1, Block XCIII, Town of Cromwell: as shown on the plan marked L. and S. 2/439B, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon coloured yellow (S.O. Plan 12691). 5

(7) The land to which subsection three of this section relates is described as follows:

All that area in the Otago Land District, Borough of Cromwell, containing seven acres and fourteen perches and eight-tenths of a perch, more or less, and being Section 4 (formerly part Section 1), Block XCIII, Town of Cromwell (S.O. Plan 12692). 10

(8) The land to which subsection four of this section relates is described as follows: 15

All that area in the Otago Land District, Borough of Cromwell, containing one acre and seven-tenths of a perch, more or less, and being Section 3 (formerly part Section 1), Block XCIII, Town of Cromwell (S.O. Plan 12692).

14. Authorising Trustees of recreation land at Mangere to transfer part of such land to the Corporation of the County of Manukau—Whereas the land described in subsection four of this section, known as the S. W. House Recreation Park, is held by Trustees for an estate in fee simple in trust to be used and enjoyed by the residents of the district of Mangere as a place for their recreation and enjoyment: And whereas it is desired that a public hall should be erected on portion of the said land: And whereas to enable this to be done it is expedient that such portion of the said land as is determined by the Trustees, but not exceeding an area of two roods, shall be transferred to the Corporation of the County of Manukau (in this section referred to as the Corporation) by way of a gift to be held by the Corporation in trust as a site for a public hall: And whereas the Trustees are desirous of transferring the required portion of the said land to the Corporation without consideration but have no power to do so, and it is desirable that such power be conferred: Be it therefore enacted as follows: 20 25 30 35

(1) Notwithstanding anything to the contrary in any Act or rule of law the Trustees for the time being of the S. W. House Recreation Park are hereby authorised and empowered to transfer such portion, not exceeding an area 40

of two roods, of the land described in subsection four of this section, as may be agreed upon between the Trustees and the Council of the Corporation, to the Corporation without consideration for a site for a public hall.

5 (2) On the registration of any transfer made pursuant to subsection one of this section the land transferred thereby shall vest in trust in the Corporation for the purposes of a site for a public hall, but otherwise freed and discharged from all trusts, reservations, and restrictions theretofore affecting it.

10 (3) The District Land Registrar for the Land Registration District of Auckland is hereby authorised and directed to accept such documents for registration, to deposit such plans, to make such entries in the register books, and to do all such other things as may be necessary to give effect to the provisions
15 of this section.

(4) The S. W. House Recreation Park referred to in this section is particularly described as follows:

All that area in the North Auckland Land District, being Lot 4, D.P. 13141, being part Allotment 82, Parish of Manu-
20 rewa, containing six acres, more or less, and being all the land comprised and described in certificate of title, Volume 309, folio 13, Auckland Registry.

15. Authorising the sale and other dispositions of portions of the Tauranga Cemetery and provisions incidental thereto—

25 Whereas by a notice dated the fifteenth day of May, eighteen hundred and seventy-eight, and published in the *Gazette* of the sixteenth day of that month and by a notice dated the thirteenth day of October, eighteen hundred and seventy-
30 that month, Allotments 55 and 58, Suburbs of Tauranga, containing together twenty-five acres, more or less, were reserved as a public cemetery (in this section referred to as the Tauranga Cemetery): And whereas by an Order in Council dated the twentieth day of August, eighteen hundred
35 and eighty-six, and published in the *Gazette* of the twenty-sixth day of that month, power was delegated to the Corporation of the Borough of Tauranga (in this section referred to as the Corporation) to appoint or remove trustees to control and manage the Tauranga Cemetery: And whereas in exercise
40 of these powers the Corporation appointed the Tauranga Cemetery Trustees to control and manage the Tauranga

Cemetery: And whereas it is expedient that the reservation should be cancelled over those parts of the Tauranga Cemetery described in subsection eight of this section which are no longer required for cemetery purposes: And whereas it is expedient that the land described in subsection seven of this section be retained for cemetery purposes and vested in the Corporation for such purposes, and continue to be controlled and managed by the Tauranga Cemetery Trustees: And whereas it is expedient that the land described in subsection eight of this section being the land no longer required for cemetery purposes, shall vest in the Corporation for an estate in fee simple and that the Corporation shall be empowered to sell the said land and to apply the proceeds in the acquisition of other land for cemetery purposes or in the improvement of the land retained as the Tauranga Cemetery or of any land which may hereafter be acquired by or become vested in the Corporation for the said purpose: And whereas it is expedient that those portions of the Tauranga Cemetery described in subsection nine of this section be declared to be reserves for plantation purposes, and that such reserves shall vest in the Corporation for those purposes: And whereas the Tauranga Cemetery Trustees and the Corporation have consented to such action: Be it therefore enacted as follows:

(1) The reservation for cemetery purposes of the land described in subsections eight and nine of this section is hereby cancelled.

(2) The land described in subsection eight of this section is hereby declared to be vested for an estate in fee simple in the Corporation freed and discharged from all trusts, reservations, and restrictions heretofore affecting the same and the Corporation is hereby empowered to sell the said land or any part thereof by public auction, public tender, or private contract, or partly by one and partly by the other of such modes of sale, and either in one lot or in subdivisions as the Corporation may in its discretion decide, but subject to such conditions as to title, time, or mode of payment of purchase money or otherwise as it thinks fit, and with or without a grant or reservation of rights of way, rights of water easements, drainage easements, or other rights, privileges, or easements in favour of the purchaser or the said Corporation, or any other person.

(3) The net proceeds from the sale of the land referred to in subsection eight of this section, or of any part thereof, shall be applied towards all or any of the following objects, namely:

5 (a) The purchase or other acquisition of land situated in the County of Tauranga to be held for cemetery purposes:

(b) The development or improvement of any land now vested, or which may hereafter become vested, in the Corporation for cemetery purposes:

10 (c) In the erection and maintenance as and when required and to the extent of the funds from time to time available, of a crematorium and other buildings for cemetery purposes.

(4) (a) The land described in subsection seven of this section is hereby declared to be vested in the Corporation in trust for cemetery purposes.

15 (b) The Tauranga Cemetery Trustees appointed by the Corporation to have the control and management of the Tauranga Cemetery shall continue to have, subject to the
20 Cemeteries Act 1908, the control and management of those parts of the Tauranga Cemetery described in subsection seven of this section.

(c) It shall be lawful for the Corporation and the Tauranga Cemetery Trustees to appropriate permanently and set aside
25 that portion of the Tauranga Cemetery described in subsection ten hereof for use as a Lawn Cemetery for the burial of deceased returned servicemen, and to permit the interment of such persons therein without payment of any fee, and to grant without payment, whether in perpetuity or for a limited
30 period, the exclusive right of burial therein.

(5) Those portions of the Tauranga Cemetery described in subsection nine of this section are hereby declared to be reserves for plantation purposes subject to the Reserves and Domains Act 1953, and are hereby vested in the Corporation
35 in trust for those purposes.

(6) The District Land Registrar for the Land Registration District of Auckland is hereby authorised and directed to deposit such plans, to accept such documents for registration, to make such entries in the register books, and to do all such
40 other things as may be necessary to give effect to the provisions of this section.

(7) The land to which paragraphs (a) and (b) of subsection four of this section relate is described as follows: All those areas in the South Auckland Land District, Tauranga Borough, situated in Block X, Tauranga Survey District, being lots of a subdivision of Allotments 55 and 58, Suburbs of Tauranga, more particularly delineated on S.O. Plan 40076 lodged in the Office of the Chief Surveyor at Auckland and described as follows: Firstly, Lot 1, containing one acre one rood thirty-four perches, more or less: Secondly, Lot 3, containing one acre, more or less: Thirdly, Lot 4, containing three acres and sixteen perches, more or less: Fourthly, Lot 7, containing four acres one rood, more or less: Fifthly, Lot 8, containing one acre two roods, more or less: Sixthly, Lot 11, containing eleven perches, more or less: all shown edged red on the aforesaid S.O. Plan 40076.

(8) The land to which subsections two and three of this section relate is described as follows: All those areas in the South Auckland Land District, Tauranga Borough, situated in Block X, Tauranga Survey District, being lots of a subdivision of Allotments 55 and 58, Suburbs of Tauranga, more particularly delineated on S.O. Plan 40076 lodged in the Office of the Chief Surveyor at Auckland and described as follows: Seventhly, Lot 2, containing six acres and twenty-three perches, more or less: Eighthly, Lot 6, containing two acres two roods thirty perches, more or less: Ninthly, Lot 9, containing three acres one rood twenty-four perches, more or less: all shown edged red on the aforesaid S.O. Plan 40076.

(9) The land to which subsection five of this section relates is described as follows: All those areas in the South Auckland Land District, Tauranga Borough, situated in Block X, Tauranga Survey District, being lots of a subdivision of Allotments 55 and 58, Suburbs of Tauranga, more particularly delineated on S.O. Plan 40076 lodged in the Office of the Chief Surveyor at Auckland and described as follows: Tenthly, Lot 5, containing two roods thirty-six perches, more or less: Eleventhly, Lot 10, containing two roods twenty-six perches, more or less: all shown coloured green and marked "Plantation Reserve" on the aforesaid S.O. Plan 40076.

(10) The land to which paragraph (c) of subsection four of this section relates is described as follows: All that area in the South Auckland Land District, Tauranga Borough, situated in Block X, Tauranga Survey District, being Lot 3 of a subdivision of Allotment 55, Suburbs of Tauranga, containing one acre, more or less; as more particularly delineated on S.O. Plan 40076 lodged in the Office of the Chief Surveyor at Auckland and thereon edged red.

16. Authorising the Corporation of the Borough of Greytown to expend certain money on additional land—Whereas the Corporation of the Borough of Greytown (in this section referred to as the Corporation) was by virtue of section eleven
5 of the Reserves and Other Lands Disposal Act 1950 authorised and empowered to expend from time to time as the Corporation thought fit any money received from the leasing of the lands firstly described in subsection two of section eleven of that Act on the maintenance, upkeep, and improvement of the
10 land secondly described in subsection two of the said section and known as the Greytown Memorial Park: And whereas the Corporation has since purchased as a reserve for recreation purposes certain land adjoining the Greytown Memorial Park being the land described in subsection two of this
15 section and such land now forms part of that Park: And whereas the land described in subsection three of this section while not adjoining the Greytown Memorial Park has been vested in the Corporation as a Reserve for recreation purposes: And whereas it is expedient to authorise the
20 Corporation to expend the money received from the leasing of the land firstly described in subsection two of the said section eleven for the development for recreation purposes of the land described in subsections two and three of this section and for like purposes on any other land purchased
25 or vested in or which may be hereafter purchased or vested in the Corporation as public reserves for recreation purposes: And whereas it is expedient that the Corporation should be so authorised: Be it therefore enacted as follows:

30 (1) Notwithstanding anything to the contrary in section eleven of the Reserves and Other Lands Disposal Act 1950 or in any other Act or rule of law, the Corporation is hereby authorised and empowered to expend from time to time as it thinks fit any money received from the leasing of the land
35 firstly described in subsection two of the said section eleven on the maintenance, upkeep, and improvement of the land described in subsections two and three of this section, and for the like purposes on any other land which has been purchased by or vested in or which may hereafter be purchased by or
40 vested in the Corporation for recreation purposes.

(2) The land purchased by the Corporation and added to the Greytown Memorial Park as hereinbefore referred to is particularly described as follows:

All that area of land in the Wellington Land District, situated in the Borough of Greytown, containing one acre three roods twenty-seven perches and thirteen one-hundredths of a perch, more or less, being part Section 4, Greytown Small Farm Settlement, and being Lots 2 and 3, Deposited Plan 21041, and being all the land comprised and described in certificate of title, Volume 852, folio 23, Wellington Registry. 5

(3) The recreation reserve vested in the Corporation as hereinbefore referred to is particularly described as follows:

All that area of land in the Wellington Land District, situated in the Borough of Greytown, containing three roods five perches and one-tenth of a perch, more or less, being part of Section 8, Greytown Small Farm Settlement, and being Lots 9, 10, and 11, Deposited Plan 14965, and being part of the land in certificate of title, Volume 564, folio 63, Wellington Registry. 15

17. Special provisions regarding foreshore and land at Eastbourne—Whereas section four of the Wellington Harbour Board and Corporation Land Act 1880 absolutely vests in the Wellington Harbour Board the foreshore of Port Nicholson from Korokoro Stream to Pencarrow Head to be held by the said Board for the purposes for which it is constituted: And whereas recently the action of the sea and storms caused erosion of the land at and above mean high-water mark of the said foreshore, from the peg marked “O” at the corner of Muritai Road in the Borough of Eastbourne and running in a general northerly direction for a length of 56 chains to a peg marked “56” as shown on sheet (1) of plan numbered M.D. 9992 deposited in the office of the Marine Department at Wellington, and such erosion endangered certain land and houses in the Borough of Eastbourne: And whereas such erosion and danger required urgent remedial action and the Eastbourne Borough Council, with the consent of the Governor-General in Council under the Harbours Act 1950, and the Board have erected protective works, including a sea wall, as shown on the said plan, on and in the vicinity of the said foreshore between the said peg marked “O” and the said peg marked “56”, and as a result of such protective works new foreshore is forming and will or may form: And whereas some doubt exists as to the definition of the said foreshore on account of the erection of the said protective works: And whereas it is desirable to remove any such doubts: Be it therefore enacted as follows: 20 25 30 35 40

(1) Notwithstanding anything to the contrary in any Act or rule of law the foreshore seaward of the said sea wall between the said peg marked "O" and the said peg marked "56", as existing and varying from time to time by or as a
5 result of the erection of the said protective works or the action of the sea or elements, is hereby absolutely vested and shall absolutely vest when formed, as the case may require, in the Wellington Harbour Board with the intent that the said Board shall continue at all times to have vested in it the
10 continuous foreshore of Port Nicholson from Korokoro Stream to Pencarrow Head as it shall exist, form, or alter from time to time.

(2) Notwithstanding anything to the contrary in any Act or rule of law any accretion of land which may from time to
15 time exist between the said sea wall and the foreshore as referred to in subsection one of this section shall absolutely vest in the Mayor, Councillors, and Citizens of the Borough of Eastbourne subject to it vesting in the Wellington Harbour Board if at any time it becomes, and whilst it remains,
20 foreshore.

18. Special provisions relating to certain land at Takaka—
Whereas the Golden Bay Agricultural and Pastoral Association (in this section referred to as the Association) is registered as proprietor of an estate in fee simple in the land firstly
25 described in subsection seven of this section: And whereas the Association and the Takaka Athletic and Cycling Club Incorporated (in this section referred to as the Club) are registered as proprietors as tenants in common in equal shares of an estate in fee simple in the land secondly described in
30 subsection seven of this section: And whereas the land described in subsection seven of this section is not required by its registered proprietors for their exclusive use: And whereas it has been agreed that the said land be vested in the Corporation of the County of Golden Bay (in this section
35 referred to as the Corporation) as a recreation reserve subject to the provisions of the Reserves and Domains Act 1953: And whereas there is no authority for the said land to be so vested, and whereas it is desirable that provision be made accordingly: Be it therefore enacted as follows:

40 (1) Notwithstanding anything to the contrary in the Agricultural and Pastoral Societies Act 1908 or in any other Act or rule of law, the land described in subsection seven of this section, together with all buildings and other improvements

thereon is hereby vested in the Corporation as and for a recreation reserve subject to the provisions of the Reserves and Domains Act 1953, and subject also to the provisions hereinafter set out, but otherwise freed and discharged from all trusts, restrictions, and reservations heretofore affecting the same. 5

(2) The District Land Registrar for the Land Registration District of Nelson is hereby authorised and directed to make such entries in the register books and to do all such other things as may be necessary to give effect to the provisions of this section. 10

(3) The Association shall be entitled to use free of charge the buildings on the said land for the purpose of holding meetings and for storage of fittings and equipment to the same extent as immediately prior to the coming into force of this Act. 15

(4) The Golden Bay County Council shall appoint a standing committee under section seventy-one of the Counties Act 1956, to be known as the Showgrounds Management Committee, which shall have the management of the said land, and which shall consist of: 20

- (a) Two members to be appointed in that behalf by the Golden Bay County Council:
- (b) One person to be appointed by the Golden Bay County Council on the recommendation of the Association: 25
- (c) One person to be appointed by the Golden Bay County Council on the recommendation of the Club:
- (d) Such other persons not exceeding three in number as the Golden Bay County Council may from time to time appoint as nominees of other sporting bodies in the Takaka District. 30

(5) Notwithstanding anything to the contrary in any Act or rule of law or in the terms or trusts under which the Golden Bay Agricultural and Pastoral Society holds the sum of seven hundred and fifty pounds now deposited with the Permanent Building Society of Nelson on fixed deposit under Number D.2350, the said sum shall, on the coming into force of this Act, be and be deemed to be owned by the Corporation to be held by it and administered pursuant to section 14 of the Land Subdivision in Counties Act 1946 in respect of the land described in subsection seven of this section and the Permanent Building Society of Nelson is hereby authorised and directed to transfer the ownership of the aforesaid amount on fixed deposit to the Corporation. 35 40

(6) Commencing from the year ending on the thirty-first day of March, nineteen hundred and sixty, the Corporation shall and is hereby authorised and directed to pay from its general funds the sum of thirty pounds each year to the
5 Association for the general purposes of the Association.

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

15 Firstly, all that area in the Nelson Land District, being part Lot 1A, D.P. 2371, being part of Part 1 of Section 22, District of Takaka, situated in Block X, Waitapu Survey District, containing four acres three roods two perches and six-tenths of a perch, more or less, and being the balance of the land comprised and described in certificate of title, Volume 75, folio 221, Nelson Registry.

15 Secondly, all that area in the Nelson Land District, being part of Part 1 of Section 22, District of Takaka, situated in Block X, Waitapu Survey District, containing nine acres one rood thirty-eight perches and seven-tenths of a perch, more or less, and being the balance of the land comprised and
20 described in certificate of title, Volume 62, folio 224 (limited as to parcels), Nelson Registry.

As the same are shown on the plan marked L. and S. 22/3420A, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red.

25 **19. Authorising the disposal of certain land vested in the Bishop Suter Art Gallery Trust Board subject to certain conditions**—Whereas by section two of the Bishop Suter Art Gallery Trustees Act 1896 the land described in subsection
30 five of this section was transferred to and vested in the Right Reverend Charles Oliver Mules and others to be held by them upon trust for the promotion of art in the City of Nelson, as they from time to time should think best, and in particular, for the establishment and endowment of an art gallery for the people of the City of Nelson to be called
35 the “Bishop Suter Art Gallery”: And whereas the said land is now vested in the Bishop Suter Art Gallery Trust Board (in this section referred to as the Board) incorporated under the Charitable Trusts Act 1957: And whereas the Board has entered into an agreement for sale and purchase in respect
40 of the land firstly described in subsection five of this section; And whereas the Board has no power to sell this land and it is desirable that such power be provided: And whereas it is

also expedient that the Board should be empowered to sell the land secondly described in subsection five hereof: And whereas it is also desirable that any such sale shall be subject to the approval of the Minister of Lands: And whereas there is a hall erected on the land described in subsection six hereof: And whereas it is expedient that such hall, which was paid for by local and public funds, should become a public hall, and that the land on which it is erected should be transferred to the Crown so that it may be reserved as a site for a public hall subject to the provisions of the Reserves and Domains Act 1953: Be it therefore enacted as follows: 5 10

(1) Notwithstanding anything to the contrary in the Bishop Suter Art Gallery Trustees Act 1896 or in any other Act or rule of law the Board may, subject to the approval of the Minister of Lands, transfer for valuable consideration all or any portion of the land described in subsection five of this section, subject further to any lease subsisting thereover, in such manner, on such terms, and subject to such conditions as it and the Minister of Lands deem fit, and on the transfer of such land any other trust, reservation, or restriction theretofore affecting the same shall be deemed to be cancelled. 15 20

(2) The proceeds of the sale of any or all of the said land shall be paid to the Board, and shall be administered by it in accordance with the Bishop Suter Art Gallery Trustees Act 1896 or any other Act enabling the said Board. 25

(3) The Board may at any time after the passing of this section assign or transfer to Her Majesty without consideration as a site for a public hall subject to the Reserves and Domains Act 1953 the land described in subsection six of this section.

(4) The District Land Registrar for the Land Registration District of Nelson is hereby authorised and directed to deposit such plans, to accept such documents for registration, to make such entries in the register books, and to do all such other things as may be necessary to give effect to the provisions of this section. 30 35

(5) The land to which subsections one and two of this section relate is more particularly described as follows:

Firstly, all that area in the Nelson Land District, being part Section 64, District of Motueka, situated in Block X, Kaiteriteri Survey District, containing two acres two roods, more or less, and being all the land comprised and described in certificate of title, Volume 65, folio 194 (limited as to parcels), Nelson Registry. 40

Secondly, all that area in the Nelson Land District, being part Section 3, District of Waimea South, situated in Block X, Waimea Survey District, containing one acre, more or less, and being all the land comprised and described in certificate of title, Volume 69, folio 231 (limited as to parcels), Nelson Registry.

(6) The land to which subsection three of this section relates is more particularly described as follows:

All that area in the Nelson Land District being part Section 41, District of Waimea South, situated in Block IX, Waimea Survey District, containing three roods and thirty perches, more or less, and being part of the land comprised and described in certificate of title, Volume 71, folio 44 (limited as to parcels), Nelson Registry (S.O. Plan 10147).

15 **20. Validating an agreement between Her Majesty, the Napier Harbour Board, and the Corporation of the City of Napier**—Whereas the area of five acres three roods and twenty-nine perches and eight-tenths of a perch described in subsection three of this section (hereinafter referred to as the said land)
20 is portion of certain Crown land at the summit and on the slopes of Bluff Hill, Napier: And whereas the Napier Harbour Board (in this section referred to as the Board) has made application to the Crown for a licence to remove clay and limestone and other spoil from the said land for the purpose
25 of harbour reclamation and protection works: And whereas the Minister of Lands for and on behalf of Her Majesty has agreed to grant a licence for such purposes and has entered into and executed a certain agreement dated the twenty-fifth day of September, nineteen hundred and fifty-eight, which
30 agreement makes provision for the Board to occupy the said land for the purpose of removing spoil therefrom and specifies the annual amount payable to the Crown for the right to remove spoil, the conditions of working the spoil, the slopes of the batters, and their planting and protection, and confers
35 on the Board certain conditional rights of renewal and provides for various other incidental matters: And whereas the Corporation of the City of Napier (in this section referred to as the Corporation) has been joined as a party to the agreement: And whereas an area of two acres three roods and
40 twenty-one perches, being the remaining portion of the Crown land hereinbefore mentioned (hereinafter referred to as the domain land), is to be set apart as a public domain under the

control and management of the Council of the Corporation acting as a Domain Board under the provisions of Part III of the Reserves and Domains Act 1953: And whereas it has also been agreed that all money received by the Crown from the Board for removal of spoil shall be paid to the Council of the Corporation until such time as the Minister of Lands shall otherwise direct to offset money spent by the said Council on the development for domain purposes of the domain land: And whereas it is desirable that the said agreement should be confirmed and validated: Be it therefore enacted as follows: 10

(1) Notwithstanding anything to the contrary in any Act or rule of law, the Minister of Lands, the Board and the Corporation shall be deemed for all purposes to have and to have had all powers and authorities necessary to enter into and execute the said agreement and for the purpose of doing all things requisite for the carrying out of the terms and conditions thereof, and the said agreement is hereby confirmed and validated and declared to be binding in all respects on the parties thereto, and to have full force and effect according to its tenor. 20

(2) All money received by the Crown from the Board in respect of the said land may, without further appropriation than this section, be paid to the Council of the Corporation and shall be applied by it towards the future development of the domain land, or shall be used by the said Council to reimburse its General Account for any money it may pay or have paid therefrom towards the development of the domain land. 25

(3) The land over which a licence is to be granted to the Board is particularly described as follows: 30

All that area in the Hawke's Bay Land District, City of Napier, being suburban section 680, Napier, containing five acres three roods and twenty-nine perches and eight-tenths of a perch, more or less: as shown on the plan marked L. and S. 6/10/22, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (S.O. Plan 3002). 35