

Hon. Ruth Richardson

SELWYN PLANTATION BOARD EMPOWERING

[LOCAL]

ANALYSIS

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A BILL INTITULED

An Act—

(a) To make provision for the sale and transfer of forestry activities vested in the Selwyn Plantation Board to a limited liability company formed for the purpose of successfully maintaining, developing, utilising, and managing plantation resources; and

(b) To vest the shares in such company in the Selwyn District Council and the Christchurch City Council

BE IT ENACTED by the Parliament of New Zealand as follows:

1. Short Title—This Act may be cited as the Selwyn Plantation Board Empowering Act 1992.

2. Interpretation—In this Act, unless the context otherwise requires,—

“The Act” means the Selwyn Plantation Board Act 1953:

No. 138—1

- “Audit Office” has the same meaning as in section 14 of The Public Finance Act 1977:
- “Board” means the Selwyn Plantation Board as defined in the Act:
- “Board’s land” includes any estate and interest in land held by the Board and all estates and interests in the land referred to in the **First** Schedule to this Act:
- “Commissioner” means the Commissioner of Crown Lands appointed under section 12A of the Survey Act 1986; and includes any person to whom the Commissioner’s powers, either in respect of this Act or generally, have been delegated pursuant to section 12B of the Survey Act 1986:
- “Company” means the limited liability company incorporated under the Companies Act 1955 as Selwyn Plantation Board Limited:
- “Councils” means the Christchurch City Council and the Selwyn District Council:
- “Debt security” has the same meaning as in section 2 (1) of the Securities Act 1978:
- “Equity security” has the same meaning as in section 2 (1) of the Securities Act 1978:
- “Liabilities” means all liabilities of whatever kind or nature, including all contingent liabilities:
- “Undertaking” means—
- (a) All of the Board’s land and all forests that comprise principally exotic trees growing or standing thereon; and
 - (b) All improvements on, or associated with, the Board’s land and, without limiting the generality of the foregoing, includes—
 - (i) All buildings and other structures affixed to that land; and
 - (ii) All roads, culverts, tracks, accessways, bridges, irrigation works, erosion works, water-races, drainage works, water storage facilities, and all works and services relating to the prevention, detection, or fighting of fire; and
 - (c) All plant, equipment, vehicles, tools, logs, consumable supplies, raw materials, forest products and stores used or associated with the management of forestry assets of the Board; and
 - (d) All records, books, files and information relating to the forestry assets of the Board; and

(e) All rights (whether vested or contingent) of the Board under leases, licences, agreements for sale and purchase, profits à prendre, forestry rights, easements (including easements in gross), rights to take standing timber and growing crops, and any other form of right to occupy or use land; and

(f) All patents, trademarks, copyright and other intellectual property rights (whether protected by registration or other formal process or not) and all planning and other statutory consents used in connection with the management of the Board's forestry assets; and

(g) All contracts entered into by the Board in respect of the forestry assets of the Board referred to in the preceding paragraphs of this definition; and

(h) All other business interests and assets of the Board.

3. Power of Board to transfer undertaking to company—(1) The Board shall transfer the undertaking to the company within a period of 12 months after the date of commencement of this Act; and the Board may, for that purpose and for the purpose of performing any function or duty or of exercising any power conferred on it by or under this Act or any other Act, subject to this Act,—

- (a) Subscribe for, or otherwise acquire, hold, and dispose of equity securities or debt securities of the company; and
- (b) Form or participate in the formation and operation of the company; and
- (c) Advance money to the company, either secured or unsecured, on such terms and conditions as the Board may think fit; and the Board may accept equity securities; and
- (d) Enter into and execute agreements, contracts, deeds, and other instruments for the purposes of this Act, and do all other things that are reasonably necessary for those purposes.

(2) If, by virtue of any participation, subscription, or acquisition under **subsection (1)** of this section, the Board has the right to elect or appoint some person to be a director of or to hold office in or under the company, the Board may elect or appoint any person to that office (whether or not that person is a member or officer of the Board).

(3) Upon the Board acquiring or holding the equity securities and debt securities in the company the company shall be a local authority trading enterprise under Part XXXIVA of the Local Government Act 1974.

(4) The powers conferred on the Board by this Act are in addition to any other powers conferred on the Board by any other enactment.

(5) Any part of the undertaking may be transferred to the company whether or not any Act or agreement prohibits or restricts any such transfer or requires any consent.

(6) No provision in any other Act or in any instrument—

- (a) Limiting the Board's right to sell or dispose of any property to any person; or
- (b) Prohibiting the sale or disposition of any property to any person; or
- (c) Determining the consideration for the sale of any property; or
- (d) Obliging the Board to account to any person for the whole or part of the proceeds of sale by the Board of any property; or
- (e) Obliging the Board to pay a greater price than otherwise by reason of or as a consequence of the sale of any property to third parties—

shall have any application or effect in respect of any agreement or transfer entered into or effected pursuant to or under this Act.

(7) Notwithstanding any provisions contained in the Act, the Board shall have the power to lease to the company any of the Board's land on such terms and conditions as the Board considers fit and appropriate pending the transfer of the Board's land to the company.

(8) The provisions of the Resource Management Act 1991 shall not apply to the survey of any land or any amalgamation or subdivision of any title or parcel of land owned by or vested in the Board or described in the First Schedule of this Act or to any transfer or lease of any such land to the company in accordance with the provisions of this Act.

(9) The provisions of the Land Settlement Promotion and Land Acquisition Act 1952 shall not apply to any transfer of an interest in land from the Board to the company, and no person shall require any such authority to be obtained.

4. Principal objective to be successful business—

(1) Notwithstanding the provisions of section 594Q of the Local Government Act 1974, the principal objective of the company

shall be to operate as a successful business consistent with conservation and the provision of shelter on the plains of Canterbury.

(2) Notwithstanding any provision to the contrary contained in the Local Government Act 1974, the company shall have the power to carry on such business activity or business activities as the directors of the company or any subsidiary of the company consider appropriate.

5. Restrictions on issue and transfer of equity securities—(1) Immediately after the transfer of the undertaking from the Board to the company, the Board shall dispose of any equity securities and debt securities in the company received in payment for the undertaking to the Councils in the following proportions:

- (a) To the Christchurch City Council 39.32 percent; and
- (b) To the Selwyn District Council 60.68 percent.

(2) The company may at any time issue, transfer, allot, or allow the disposition of shares in the company to any person so long as at all times any provisions included in the articles of association of the company are complied with.

6. Liabilities in respect of undertakings—The provisions of sections 594zj and 594zk of the Local Government Act 1974 shall apply to the Board as if it were a local authority for the purposes of those sections.

7. Consequential provisions on transfer of undertaking to company—(1) After the undertaking is transferred from the Board to the company—

- (a) A reference (express or implied) to the Councils or the Board in any Act or instrument relating to the undertaking shall be read and construed as a reference to the company:
- (b) All contracts, agreements, conveyances, deeds, leases, licences, and other instruments, undertakings, and notices, (whether or not in writing) relating to the undertaking entered into by, made with, given to or by, or addressed to the Councils or the Board (whether alone or with any other person) subsisting immediately before the transfer shall, to the extent that they were previously binding on and enforceable by, against, or in favour of the Councils or the Board, be binding on and enforceable by, against, or in favour of the company as fully and effectually in

every respect as if, instead of the Councils or the Board, the company had been the person by whom they were given or addressed, as the case may be.

(2) For the purposes of this section, an Act, instrument, contract, agreement, conveyance, deed, lease, licence, or other instrument, or undertaking, or notice shall be deemed to be related to the undertaking if it is acknowledged by both the Councils or the Board and the company as being so related.

(3) Nothing in this section shall apply in respect of the liabilities of the Councils or the Board in relation to the undertaking except as may be necessary to give effect to any agreement referred to in section 594z1(3) of the Local Government Act 1974.

(4) Where any land is leased to the Board and the Board is authorised by the lease to establish, manage, or protect any plantation thereon, or to sell or utilise any timber therefrom, the company shall succeed to such rights and shall be empowered to continue to occupy and utilise such land that the Board previously held under any such lease.

(5) The Governor-General by Order in Council within 1 year of the date of commencement of this Act may add further land to the **First** Schedule to this Act.

8. Employment deemed to be continuous—Where any person who is an employee of the Board becomes an employee of the company pursuant to the transfer of the undertaking from the Board to the company—

- (a) For the purposes of every enactment, law, award, determination, contract, and agreement relating to the employment of each such employee, the contract of employment of that employee shall be deemed to have been unbroken and the period of service with the Board shall be deemed to have been a period of service with the company:
- (b) The terms and conditions of employment of each such employee shall, until varied, be identical with the terms and conditions of that employee's employment with the Board immediately before that employment ceases:
- (c) Notwithstanding the provisions of the Local Authorities (Employment Protection) Act 1963, no such employee shall be entitled to receive any payment or other benefit by reason of that employee ceasing to be an employee of the Board.

9. Saving of certain transactions—A failure by the company to comply with—

(a) Sections 594s to 594zd of the Local Government Act 1974;

or

(b) Any provision contained in any statement of corporate intent—

shall not affect the validity or enforceability of any deed, agreement, right, or obligation entered into, obtained, or incurred by the company.

10. Effect of registration under Land Transfer Act 1952—(1) Notwithstanding the provisions of any other enactment, the Board shall have the power to transfer to the company, free of and discharged from all trusts and reservations, the fee simple interest in the land described in the First Schedule to this Act but subject in each case to the following covenant with the Crown:

“The transferee for itself and its successors in title hereby covenants with Her Majesty the Queen that it shall use the land for plantation and ancillary purposes and shall, whenever it clearfells trees from the land, or any part of the land, replant the same in trees suitable for shelter and commercial production in a manner and within a period of time consistent with then current good production afforestation practices.”

(2) From the date of registration of such transfer the land shall cease to be subject to either the Land Act 1948, the Act, or the Reserves Act 1977.

11. Board may transfer other land to company—Notwithstanding the provisions of any other enactment, the Board may transfer to the company any estate or interest of which it is possessed in any land other than that described in the First Schedule to this Act subject only to such leases, licences, easements, liens and encumbrances existing in respect of the land or estate or interest at the time of registration of the memorandum of transfer.

12. Powers of District Land Registrar, etc.—(1) The District Land Registrar for the Canterbury Land Registration District is hereby authorised and directed, upon payment of the appropriate fee, to make such entries in his or her registers, to issue such certificates of title, and do all such other things as may be necessary to give effect to the provisions of this Act.

(2) The provisions of the Land Settlement Promotion and Land Acquisition Act 1952 shall not apply to any transfer in accordance with the provisions of this Act.

13. Execution of covenant—A covenant with the Crown required to be included in any memorandum of transfer by **section 10** of this Act may be executed by or on behalf of Her Majesty the Queen by the Commissioner.

14. Discharge of covenant—(1) A covenant with the Crown registered against the title to any of the land described in the **First Schedule** to this Act may be varied or cancelled and discharged by a memorandum signed by the Commissioner, which memorandum shall be registered in the same manner and for the same fee as a memorandum of transfer under the Land Transfer Act 1952.

(2) The Commissioner shall sign a memorandum cancelling and discharging the covenant described in **section 10** of this Act in any case where the land concerned is to be exchanged for other land, if the Commissioner is satisfied that the title to the land being acquired by way of exchange is made subject to the covenant described in the said **section 10**.

(3) The Commissioner shall not sign a memorandum varying or cancelling and discharging a covenant described in **section 10** of this Act unless he is satisfied that the land to which it relates is either no longer required for plantation purposes, or that the purposes for which the land was originally acquired by the Board are satisfied by other land owned by the company, and that such variation or cancellation will not significantly detrimentally affect the general purpose of plantations in the region.

15. Stamp duty exemption—No stamp duty shall be payable under the Stamp and Cheque Duties Act 1971 in respect of any instrument of conveyance of property from the Councils or the Board to the company, or of any lease between those parties which, in each case, is transferred and assigned to the company.

16. Estate and gift duty exemption—Any disposition of property by the Board to the company pursuant to **sections 3 and 5** of this Act shall not constitute a dutiable gift.

17. Application of Income Tax Act 1976 and Goods and Services Tax Act 1985—(1) Nothing in section 67 of the

Income Tax Act 1976 shall apply to any transaction under **section 3** of this Act.

(2) For the purposes of the application of the Income Tax Act 1976 in relation to any property transferred to the company pursuant to this Act, the property shall be acquired by the company at the market value of such property.

(3) For the purposes of the Goods and Services Tax Act 1985, the transfer of the undertaking or any other transaction permitted under **sections 3 and 5** of this Act shall be deemed to be the transfer of a part of a taxable activity as a going concern that is capable of separate operation.

(4) For the avoidance of doubt, it is declared that the Board has been a local authority for the purposes of the Income Tax Act 1976 since the 1st day of November 1989 and is not a local authority trading enterprise as defined in section 594B of the Local Government Act 1974.

(5) The transfer of the undertaking under **sections 3 and 5** of this Act shall be deemed not to be a transfer between associated persons for the purposes of the Income Tax Act 1976.

18. Audit Office to be auditor—(1) Notwithstanding sections 163 and 165 of the Companies Act 1955, the Audit Office shall be the auditor of the company and of every subsidiary of the company and for that purpose shall have and may exercise—

- (a) All of the functions, duties, and powers of an auditor appointed under that Act; and
- (b) All of the functions, duties, and powers that the Audit Office has under the Public Finance Act 1977 in respect of money, stores, and resources of a local authority.

(2) The company shall pay to the Audit Office for carrying out its duties and functions under this section fees at such rates as may be prescribed by the Minister of Finance.

(3) Nothing in subsections (2A) and (3) of section 354 of the Companies Act 1955 shall apply in respect of the company.

19. Deeming provisions—For the purposes of the Act it is declared that—

- (a) The transfer of the undertaking to the company shall be in full satisfaction of the duties, requirements, and obligations of the Board and each member of the Board under the Act, and no person shall question the validity of such transfer:

- (b) The Board and the Councils shall not be required to comply with the provisions of sections 594I to 594P of the Local Government Act 1974 in transferring the undertaking from the Board to the company:
- (c) On the transfer of the undertaking from the Board to the Company the provisions of Part XXXIVA of the Local Government Act 1974 relating to the transfer and divestment of undertakings shall be deemed to have been complied with:
- (d) The provisions of sections 594F, 594R, 594S, 594T, 594U, 594V, 594W, 594X, 594Y, 594Z, 594ZA, 594ZB, 594ZC, 594ZD, 594ZE, 594ZF, 594ZG, 594ZH, 594ZI, 594ZJ, 594ZK, 594ZN, and 594ZP of the Local Government Act 1974 shall apply to the Board and the Councils as holders of equity securities in the company and shall apply to the Board as if it were a local authority as defined in that Act.

20. Abolition of Board, repeals and revocations, etc.—

- (1) The Board is hereby abolished.
 - (2) The enactments specified in the **Second** Schedule to this Act are hereby repealed.
 - (3) The enactment specified in the **Third** Schedule to this Act is hereby amended in the manner indicated in that Schedule.
 - (4) The following regulations and order are hereby revoked:
 - (a) The Selwyn Plantation Board Regulations 1964 (S.R. 1964/92):
 - (b) So much of Part II of the Local Authorities Loans Order 1960 (S.R. 1960/62) as relates to the Selwyn Plantation Board.
 - (5) This section shall come into force on a date to be fixed by the Governor-General by Order in Council on the advice of the Minister of Local Government.
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SCHEDULES

FIRST SCHEDULE Sections 2, 10 (1), 11, 14 (1)

Canterbury Land District—Selwyn District

1. 45.3964 hectares, more or less, being part Reserve 1797, situated in Block XII, Kowai Survey District. All certificate of title 29A/376 (Canterbury Registry).
2. 63.3940 hectares, more or less, being Rural Section 38646 and part Rural Sections 26110 and 26674, situated in Blocks II and VI, Hawkins Survey District. All certificate of title 89/120 (Canterbury Registry).
3. 42.6538 hectares, more or less, being part Rural Sections 26409, 26610, and 27204, situated in Block VII, Hawkins Survey District. All certificate of title 81/214 (Canterbury Registry).
4. 10.5825 hectares, more or less, being part Rural Section 30632, situated in Block VII, Hawkins Survey District. All certificate of title 89/119 (Canterbury Registry).
5. 181.8581 hectares, more or less, being Rural Section 27313 and part Rural Sections 27924, 31459, 31460, 31461, 31461X, 31462, and 32004, situated in Blocks IX, XIII, and XIV, Rolleston Survey District and Block II, Leeston Survey District. All certificate of title 125/154 (Canterbury Registry).
6. 5.6580 hectares, more or less, being part Rural Section 28085, situated in Block XIV, Rolleston Survey District. All certificate of title 194/189 (Canterbury Registry).
7. 20.5706 hectares, more or less, being Rural Section 35641, situated in Block IV, Selwyn Survey District. All certificate of title 134/240 (Canterbury Registry).
8. 13.6581 hectares, more or less, being Rural Section 35639, situated in Blocks IX and XIII, Hawkins Survey District. All certificate of title 128/160 (Canterbury Registry).
9. 17.3053 hectares, more or less, being part Rural Section 35642, situated in Blocks X and XIV, Hawkins Survey District. Balance certificate of title 134/241 (Canterbury Registry).
10. 15.5070 hectares, more or less, being part Rural Section 19101, situated in Block V, Hawkins Survey District. All certificate of title 9B/1394 (Canterbury Registry).
11. 59.5899 hectares, more or less, being part Reserve 1829, situated in Blocks IV and V, Fighting Hill Survey District. All certificate of title 578/58 (Canterbury Registry).
12. 14.0373 hectares, more or less, being part Lot 10 and parts Lots 6 and 7 Deposited Plan 3588, situated in Block VII, Fighting Hill Survey District. Balance certificate of title 28F/501 (Canterbury Registry).
13. 89.7585 hectares, more or less, being Rural Section 12905 and part Rural Sections 12903, 12904, 14949, 19049, 22706, 23598, 23599, 23830, 24065, 24066, 24233, 25447, 27013, 27014, 27512, 27513, 27516, 28025, 28124, 30546, 32835, and 33877, situated in Blocks X, XIV, and XV, Hororata Survey District. Balance certificate of title 103/46 (Canterbury Registry).

FIRST SCHEDULE—*continued*

14. 3.4600 hectares, more or less, being Reserve 4547, situated in Blocks X and XIV, Hororata Survey District. All certificate of title 518/203 (Canterbury Registry).
15. 159.1712 hectares, more or less, being Rural Section 27006, parts Rural Sections 26876 and 29060 and part Rural Sections 24239, 26893, 26895, 26981, 26982, 26987, 27107, 27108, 27109, 27110, 27858, 27859, 29059, 29062, 29069, 29101, 30548, 32707, 32836, 32837, and 33915 situated in Blocks XIII, XIV, and XV, Hororata Survey District and Blocks I, II, and III, Hall Survey District. Balance certificate of title 103/47 (Canterbury Registry).
16. 56.6838 hectares, more or less, being parts Rural Section 29045 and part Rural Sections 26817, 26834, 26836, 29046, and 29063, situated in Blocks XV and XVI, Hororata Survey District. All certificate of title 103/48 (Canterbury Registry).
17. 168.0963 hectares, more or less, being part Rural Sections 26989, 26996, 26997, 26998, 26999, 27001, 29091, 33054, 33055, 33882, and 33912, situated in Block XV, Hororata Survey District and Blocks III and VI, Hall Survey District. Balance certificate of title 103/50 (Canterbury Registry).
18. 300.6257 hectares, more or less, being parts Reserves 1764, 1765, and 3051, situated in Blocks XV and XVI, Hororata Survey District and Block IV, Hall Survey District. All certificate of title 184/7 (Canterbury Registry).
19. 20.2317 hectares, more or less, being Rural Sections 34458 and 34460 and part Rural Section 22009, situated in Block XIII, Hawkins Survey District and Block XII, Hororata Survey District. All certificate of title 125/168 (Canterbury Registry).
20. 274.8978 hectares, more or less, being part Rural Sections 32536, 32583, 32709, 33113, and 37002, situated in Blocks I and II, Selwyn Survey District, Block XIII, Hawkins Survey District, and Block IV, Hall Survey District. All certificate of title 171/27 (Canterbury Registry).
21. 206.9461 hectares, more or less, being part Rural Section 37011 and part Rural Section 37010, situated in Blocks I, V, and VI, Selwyn Survey District and Blocks IV and VII, Hall Survey District. All certificate of title 174/128 (Canterbury Registry).
22. 2.0234 hectares, more or less, being Reserve 2294, situated in Blocks I and V, Selwyn Survey District. All certificate of title 26B/246 (Canterbury Registry).
23. 189.0956 hectares, more or less, being parts Reserve 1762, situated in Blocks X, XI, and XIV, Selwyn Survey District. All certificate of title 6B/1046 (Canterbury Registry).
24. 3.9477 hectares, more or less, being parts Rural Section 36995, situated in Block X, Selwyn Survey District. Balance certificate of title 387/4 (Canterbury Registry).
25. 9.0346 hectares, more or less, being Rural Section 33574, situated in Block X, Selwyn Survey District. Balance certificate of title 102/183 (Canterbury Registry).

FIRST SCHEDULE—*continued*

26. 116.0259 hectares, more or less, being parts Reserves 1764, 1765, and 3051, situated in Block IV, Hall Survey District and Block I, Selwyn Survey District. Balance certificate of title 235/17 (Canterbury Registry).
27. 12.2771 hectares, more or less, being part Rural Sections 28895 and 29688, situated in Block XI, Selwyn Survey District. All certificate of title 420/290 (Canterbury Registry).
28. 2.0284 hectares, more or less, being Reserve 2327, situated in Block X, Selwyn Survey District. All certificate of title 538/113 (Canterbury Registry) S.O. Plan 1509.
29. 25.6975 hectares, more or less, being part Reserves 302 and 1759, situated in Blocks II and III, Leeston Survey District. All certificate of title 383/123 (Canterbury Registry).
30. 4.0468 hectares, more or less, being part Section 1, Reserve 309, situated in Blocks II and III, Leeston Survey District. All certificate of title 206/66 (Canterbury Registry).
31. 20.3740 hectares, more or less, being Lot 1, DP 48048, situated in Block VII, Fighting Hill Survey District and Block IX, Hororata Survey District. All certificate of title 28F/1268 (Canterbury Registry).
32. 21.0437 hectares, more or less, being Rural Sections 19387 and 25412, situated in Blocks I and II, Leeston Survey District. All certificate of title 31/285 (Canterbury Registry).
33. 8.1139 hectares, more or less, being Rural Section 27862, situated in Block I, Leeston Survey District. All certificate of title 72/152 (Canterbury Registry).
34. 27.2277 hectares, more or less, being Rural Section 27725, situated in Block II, Leeston Survey District. All certificate of title 152/69 (Canterbury Registry).
35. 81.4986 hectares, more or less, being Rural Section 27724, situated in Block II, Leeston Survey District. All certificate of title 137/244 (Canterbury Registry).
36. 259.0898 hectares, more or less, being Rural Sections 27776 and 27777, situated in Blocks XIII and XIV, Rolleston Survey District and Blocks I and II, Leeston Survey District. All certificate of title 82/294 (Canterbury Registry).
37. 198.5160 hectares, more or less, being Reserve 4315, situated in Blocks XV and XVI, Selwyn Survey District and Block II, Hurst Survey District. All certificate of title 433/77 (Canterbury Registry).
38. 35.2076 hectares, more or less, being Reserve 4075, situated in Block II, Leeston Survey District. All certificate of title 370/78 (Canterbury Registry).
39. 165.5923 hectares, more or less, being Rural Sections 33387 and 36372, situated in Blocks II and VI, Leeston Survey District. All certificate of title 291/31 (Canterbury Registry).
40. 58.0369 hectares, more or less, being Rural Section 32956, situated in Blocks II and III, Leeston Survey District. All certificate of title 256/155 (Canterbury Registry).

FIRST SCHEDULE—*continued*

41. 65.9637 hectares, more or less, being part Rural Section 33357, situated in Block II, Leeston Survey District. All certificate of title 402/264 (Canterbury Registry).
42. 222.7313 hectares, more or less, being Rural Sections 32958 and 33273, situated in Blocks II and III, Leeston Survey District. All certificate of title 340/116 (Canterbury Registry).
43. 1012 square metres, more or less, being Section 21, Block II, Town of Darfield, situated in Block VII, Hawkins Survey District. All certificate of title 309/145 (Canterbury Registry).
44. 1.6453 hectares, more or less, being part Section 2, Block X, Selwyn Survey District. All certificate of title 496/17 (Canterbury Registry).
45. 14.5507 hectares, more or less, being Sections 1, 2, 3, 4, 5, 6, and 12, Reserve 1798, situated in Block XI, Kowai Survey District. S.O. Plan 1285.
46. 10.1171 hectares, more or less, being Reserve 458, situated in Block XII, Kowai Survey District. S.O. Plan 3973.
47. 3.5941 hectares, more or less, being Reserve 3026, situated in Block XII, Kowai Survey District. S.O. Plan 3973.
48. 7.5929 hectares, more or less, being Reserve 3027, situated in Block XII, Kowai Survey District. S.O. Plan 3973.
49. 20.0926 hectares, more or less, being Reserve 1817, situated in Block XII, Kowai Survey District and Block IX, Oxford Survey District. S.O. Plan 3973.
50. 2.1777 hectares, more or less, being Rural Section 39796, situated in Block XII, Kowai Survey District. S.O. Plan 11309.
51. 43.0762 hectares, more or less, being Reserve 1796, situated in Block XII, Kowai Survey District. S.O. Plan 3973.
52. 9.0143 hectares, more or less, being Reserve 2676, situated in Block XVI, Kowai Survey District and Block XIII, Oxford Survey District. S.O. Plan 1214.
53. 2.1600 hectares, more or less, being Reserve 2677, situated in Block XIII, Oxford Survey District. S.O. Plan 1214.
54. 3685 square metres, more or less, being Reserve 4989, situated in Blocks II and III, Hawkins Survey District. S.O. Plan 9446.
55. 38.4451 hectares, more or less, being Reserve 1741, situated in Block VII, Hawkins Survey District. S.O. Plan 491.
56. 1.3253 hectares, more or less, being Reserve 5054, situated in Block VII, Hawkins Survey District. S.O. Plan 2008.
57. 2200 square metres, more or less, being Reserve 5052, situated in Block VIII, Hawkins Survey District. S.O. Plan 2008.
58. 5387 square metres more or less, being Reserve 5053, situated in Block VIII, Hawkins Survey District. S.O. Plan 2008.
59. 71.2246 hectares, more or less, being Reserve 1746, situated in Blocks VII and VIII, Hawkins Survey District. S.O. Plan 492.
60. 75.5497 hectares, more or less, being Reserve 1747, situated in Blocks VII, VIII, XI, and XII, Hawkins Survey District. S.O. Plan 492.

FIRST SCHEDULE—*continued*

61. 2.0234 hectares, more or less, being Reserve 1490, situated in Block V, Leeston Survey District. S.O. Plan 2371.
62. 50.3327 hectares, more or less, being Reserve 2678, situated in Block III, Selwyn Survey District and Block XV Hawkins Survey District. S.O. Plan 2413.
63. 17.4014 hectares, more or less, being Reserve 1761, situated in Block XIV, Rolleston Survey District. S.O. Plan 371.
64. 1.3481 hectares, more or less, being Reserve 3936, situated in Block XV, Hororata Survey District. S.O. Plan 5324.
65. 1.4594 hectares, more or less, being Reserve 3937, situated in Block XV, Hororata Survey District. S.O. Plan 5324.
66. 1360 square metres, more or less, being Lot 1, D.P. 26077, situated in Block VI, Hall Survey District. All *Gazette* Notice 448364/1 (Canterbury Registry).
67. 1.6215 hectares, more or less, being Lot 2, D.P. 26077, situated in Block VI, Hall Survey District. All *Gazette* Notice 758153 (Canterbury Registry).
68. 2.1220 hectares, more or less, being Reserve 5092, situated in Block XVI, Hororata Survey District and Block IV, Hall Survey District. S.O. Plan 2537.
69. 7.6080 hectares, more or less, being Reserve 2305, situated in Block XVI, Hororata Survey District and Block IV, Hall Survey District. All *Gazette* Notice 578643 (Canterbury Registry). S.O. Plan 2537.
70. 35.2228 hectares, more or less, being Reserve 3373, situated in Block XIII, Hawkins Survey District and Block I, Selwyn Survey District. S.O. Plan 2538.
71. 1.8279 hectares, more or less, being Reserve 5079, situated in Block VI, Selwyn Survey District. S.O. Plan 9037.
72. 2.4048 hectares, more or less, being Reserve 5080, situated in Block II, Selwyn Survey District. S.O. Plan 9037.
73. 3275 square metres, more or less, being Reserve 4291, situated in Block XI, Selwyn Survey District. S.O. Plan 2357.
74. 8832 square metres, more or less, being Reserve 5078, situated in Block X, Selwyn Survey District. S.O. Plan 9037.
75. 2.0234 hectares, more or less, being Reserve 4063, situated in Block I, Leeston Survey District. All Order in Council 1773 (Canterbury Registry). S.O. Plan 5819.
76. 10.2081 hectares, more or less, being Reserve 4408, situated in Block X, Selwyn Survey District. All Order in Council 1620 (Canterbury Registry). S.O. Plan 7093.
77. 77.0420 hectares, more or less, being Lot 1, D.P. 13994, situated in Block XI, Hororata Survey District. All Order in Council 309766 (Canterbury Registry).
78. 6447 square metres, more or less, being Reserve 5081, situated in Block II, Selwyn Survey District. S.O. Plan 9037.

FIRST SCHEDULE—*continued*

79. 7.3804 hectares, more or less, being Reserve 4493, situated in Block II, Selwyn Survey District. All *Gazette* Notice 465695 (Canterbury Registry). S.O. Plan 7650.
80. 4046 square metres, more or less, being Reserve 4572, situated in Block VII, Hawkins Survey District. S.O. Plan 859.
81. 1.5681 hectares (3 acres 3 roods 20 perches), more or less, being part Lot 6, D.P. 3588 (formerly part Reserve 1779), situated in Block VII, Fighting Hill Survey District.
82. 3616 square metres (3 roods 23 perches), more or less, being part Lot 6, D.P. 3588 (formerly part Reserve 1779), situated in Block VII, Fighting Hill Survey District.
83. 13.5772 hectares (33 acres 2 roods 8 perches), more or less, being part Lot 7, D.P. 3588 (formerly part Reserve 1779), situated in Block VII, Fighting Hill Survey District.
84. 1.3784 hectares (3 acres 1 rood 25 perches), more or less, being part Lot 10, D.P. 3588 (formerly part Reserve 1779) situated in Block VII, Fighting Hill Survey District.
85. 6.4952 hectares (16 acres 8 perches), more or less, being Section 1, S.O. Plan 9446 (formerly part Reserve 1745), situated in Blocks II and III, Hawkins Survey District.
86. 28.9097 hectares (71 acres 1 rood 30 perches), more or less, being Section 1, S.O. Plan 486 (formerly part Reserve 1742), situated in Block VII, Hawkins Survey District.
87. 5.1900 hectares (12 acres 3 roods 12 perches), more or less, being Section 1, S.O. Plan 4514 (formerly part Reserve 1752), situated in Block VIII, Hawkins Survey District.
88. 26.4993 hectares (65 acres 1 rood 37 perches), more or less, being Section 2, S.O. Plan 4514 (formerly part Reserve 1752), situated in Block VIII, Hawkins Survey District.
89. 16.8576 hectares (41 acres 2 roods 25 perches), more or less, being Section 1, S.O. Plan 2368 (formerly part Reserve 1748), situated in Block VII, Hawkins Survey District.
90. 30.7561 hectares (76 acres), more or less, being Section 1, S.O. Plan 1227 (formerly part Reserve 1749), situated in Block VII, Hawkins Survey District.
91. 3.2779 hectares (8 acres 16 perches), more or less, being Section 1, S.O. Plan 3455 (formerly part Reserve 1748), situated in Block VII, Hawkins Survey District.
92. 5463 square metres (1 acre 1 rood 16 perches), more or less, being Section 1, S.O. Plan 1691 (formerly closed road), situated in Block VII, Hawkins Survey District.
93. 30.6549 hectares (75 acres 3 roods), more or less, being Section 1, S.O. Plan 1213 (formerly part Reserve 1754), situated in Block IX, Rolleston Survey District.
94. 7.2894 hectares (18 acres 2 perches), more or less, being Section 1, S.O. Plan 1054 (formerly part Reserve 1754), situated in Block XIV, Rolleston Survey District.

FIRST SCHEDULE—*continued*

95. 7.4538 hectares (18 acres 1 rood 27 perches), more or less, being Section 2, S.O. Plan 1054 (formerly part Reserve 1754), situated in Block XIV, Rolleston Survey District.
96. 47.3558 hectares (117 acres 3 perches), more or less, being Section 1, S.O. Plan 2544 (formerly part Reserve 1760), situated in Blocks IX, X, and XIV, Rolleston Survey District.
97. 16.1494 hectares (39 acres 3 roods 25 perches), more or less, being Section 1, S.O. Plan 2371 (formerly part Reserve 1755), situated in Block V, Leeston Survey District.
98. 51.1649 hectares (126 acres 1 rood 29 perches), more or less, being Section 2, S.O. Plan 2371 (formerly part Reserve 1755), situated in Blocks I and V, Leeston Survey District.
99. 41.2121 hectares (101 acres 3 roods 14 perches), more or less, being Section 3, S.O. Plan 2371 (formerly part Reserve 1755), situated in Blocks I and II, Leeston Survey District.
100. 14.1918 hectares (35 acres 11 perches), more or less, being Section 1, S.O. Plan 2399 (formerly part Reserve 2576), situated in Blocks XIV and XV, Hororata Survey District and Blocks II and III, Hall Survey District.
101. 6.0475 hectares (14 acres 3 roods 31 perches), more or less, being Section 2, S.O. Plan 2399 (formerly part Reserve 2576), situated in Block II, Hall Survey District.
102. 4.4085 hectares (10 acres 3 roods 23 perches), more or less, being Section 3, S.O. Plan 2399 (formerly part Reserve 2576), situated in Block II, Hall Survey District.
103. 1.4846 hectares (3 acres 2 roods 27 perches), more or less, being Section 1, S.O. Plan 1851 (formerly closed road), situated in Blocks VIII and XII, Hororata Survey District.
104. 21.4812 hectares (53 acres 13 perches), more or less, being Section 1, S.O. Plan 3716 (formerly part Reserve 1758), situated in Blocks VIII and XII, Hororata Survey District.
105. 21.6102 hectares (53 acres 1 rood 24 perches), more or less, being Section 1, S.O. Plan 2731 (formerly part Reserve 1758), situated in Block XII, Hororata Survey District.
106. 255.7613 hectares (632 acres), more or less, being Section 1, S.O. Plan 2414 (formerly part Reserves 1763, 1765, and 3050), situated in Blocks VI and VII, Selwyn Survey District.
107. 37.7571 hectares (93 acres 1 rood 8 perches), more or less, being Section 1, S.O. Plan 2416 (formerly part Reserve 1809), situated in Blocks X and XI, Selwyn Survey District.
108. 22.2577 hectares (55 acres), more or less, being Section 2, S.O. Plan 2416 (formerly part Reserve 1809), situated in Block X, Selwyn Survey District.
109. 62.9614 hectares (155 acres 2 roods 13 perches), more or less, being Section 1, S.O. Plan 1509 (formerly part Reserve 2661), situated in Blocks IX and X, Selwyn Survey District.

FIRST SCHEDULE—*continued*

110. 14.7862 hectares (36 acres 2 roods 6 perches), more or less, being Section 1, S.O. Plan 2511 (formerly part Reserve 1756), situated in Block I, Leeston Survey District.
 111. 6985 square metres, more or less, being Section 1, S.O. Plan 14994 (formerly part Reserve 1811 shown as Parcel D on S.O. Plan 14994), situated in Blocks IX and X, Kowai Survey District.
 112. 541 square metres, more or less, being Section 2, S.O. Plan 14994 (formerly stopped road shown as Parcel E on S.O. Plan 14994), situated in Block IX, Kowai Survey District.
 113. 2913 square metres, more or less, being Section 1, S.O. Plan 14995 (formerly part Reserve 1811 shown as Parcel P on S.O. Plan 14995), situated in Block IX, Kowai Survey District.
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SECOND SCHEDULE

Section 20(2)

ENACTMENTS REPEALED

- 1953, No. 96—The Selwyn Plantation Board Act 1953.
- 1963, No. 13 (Local)—The Selwyn Plantation Board Amendment Act 1963.
- 1964, No. 117—The Local Legislation Act 1964: Section 45.
- 1968, No. 147—The Local Authorities (Members' Interests) Act 1968: So much of Part II of the First Schedule as relates to the Selwyn Plantation Board. (R.S. Vol. 24, p. 485).
- 1969, No. 140—The Local Legislation Act 1969: Section 27.
- 1974, No. 66—The Local Government Act 1974: So much of Part IV of the First Schedule and so much of Schedule 1A to that Act as relates to the Selwyn Plantation Board. (R.S. Vol. 25, pp. 555 and 556).
- 1975, No. 9—The Ombudsmen Act 1975: So much of Part III of the First Schedule as relates to the Selwyn Plantation Board. (R.S. Vol. 21, p. 686).
- 1975, No. 134—The Reserves and Other Lands Disposal Act 1975: Section 3.
- 1977, No. 9 (Local)—The Selwyn Plantation Board Amendment Act 1977.
- 1985, No. 60—The Local Government Amendment Act 1985: So much of Part II of the Third Schedule as relates to the Selwyn Plantation Board Act 1953. (R.S. Vol. 25, p. 652).
- 1987, No. 174—The Local Government Official Information and Meetings Act 1987: So much of Part II of the First Schedule (as substituted by section 7(1) of the Local Government Official Information and Meetings Amendment Act 1991) as relates to the Selwyn Plantation Board.
- 1991, No. 53—The Selwyn Plantation Board Amendment Act 1991.
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THIRD SCHEDULE

Section 20 (3)

ENACTMENT AMENDED

1974, No. 66—The Government Act (R.S. Vol. 25, p. 1)	Local 1974	By omitting from paragraph (b) (v) of the definition of the term “appropriate Minister” in section 101ZZE (as inserted by section 15 (1) of the Local Government Amendment Act (No. 2) 1989) the words “the Selwyn Plantation Board and”.
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