

Supplementary Order Paper.

LEGISLATIVE COUNCIL.

Friday, the 12th Day of December, 1913.

RESERVES AND OTHER LANDS DISPOSAL AND PUBLIC BODIES EMPOWERING BILL.

Validating
certain leases of
Auckland
University
College
Endowment
and providing
for renewal
thereof.

127. (1.) Whereas under the Auckland University College Reserves Act, 1885, the lands hereinafter described were vested in the Auckland University College Council with power to lease the same: And whereas by Proclamation bearing date the first day of November, eighteen hundred and ninety-two, and published in the *Gazette* of the fifteenth day of December of the same year, the said lands were declared to be subject to the provisions of sections one hundred and seventy-three to one hundred and eighty-six, inclusive, of Part V of the Land Act, 1892 (relating to small grazing-runs): And whereas by Proclamation dated the twenty-seventh day of February, nineteen hundred and twelve, and published in the *Gazette* of the seventh day of March of the same year, the first-mentioned Proclamation was revoked: And whereas leases of portions of the said lands were, after the making of the first-mentioned Proclamation and prior to the revocation thereof, granted by the Land Board of the Auckland Land District for and on behalf of the Auckland University College Council, to various persons, such leases being executed by the then Commissioner of Crown Lands on behalf of the said Land Board and being upon the same terms and conditions as those upon which the said Board was empowered by the Land Act, 1892, to grant leases of small grazing-runs: And whereas doubts have arisen as to the rights and powers of the lessees and of the Auckland University College Council respectively in respect of the said leases and of the renewal thereof and in respect of other matters relating thereto: Be it therefore enacted as follows:—

- (a.) Every lease of the said lands which has been granted as aforesaid by the Auckland Land Board shall be and be deemed to have been valid and effectual.
- (b.) Immediately upon the expiration or other determination of the term of any such lease the existing lessee or lessees shall, notwithstanding anything contained in the Auckland University College Reserves Act, 1885, be entitled to and the Auckland University College Council shall offer to him or them a new lease of that part of the said lands included in the then expired lease and the provisions of sections two hundred and eighteen to two hundred and twenty-two of the Land Act, 1908, shall be deemed to be incorporated herein subject as hereinafter mentioned.
- (c.) In the case of any such existing lease expiring within one year from the passing of this Act the said sections two hundred and eighteen to two hundred and twenty-two of the Land Act, 1908, shall apply thereto: Provided that the necessary steps to be taken thereunder may be taken within six months after the expiration of any such last-mentioned lease instead of during the currency thereof and during such period of six months or until the execution of a new lease by the lessors within such period the existing lessee shall pay the rent reserved by his expired lease.

(d.) The new leases to be granted as aforesaid shall, except as expressly modified hereby, contain and be subject to all the covenants, provisions, stipulations, conditions, and restrictions contained or implied in the existing leases of the said lands.

(e.) No right or option on the part of the lessee to purchase the freehold of the land comprised in any such lease shall be conferred or implied therein.

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

All that area in the Parish of Waimana, in the Auckland Land District, being subdivisions of Section No. 245, namely, Run No. 1 (one thousand six hundred and forty acres), Run No. 2 (two thousand two hundred and forty-four acres), Run No. 3 (one thousand seven hundred and seventy-seven acres), Run No. 4 (one thousand two hundred and eighty-three acres), Run No. 5 (one thousand eight hundred and three acres), and Run No. 6 (one thousand one hundred and seventy-one acres).

Taumarunui Borough Council authorized to lease part of land taken for purpose of municipal market-place.

128. Whereas by Proclamation dated the thirteenth day of March, nineteen hundred and twelve, and published in the *Gazette* of the twenty-first day of the same month, certain land, being Block XVIII, Township of Taumarunui, situated in Block I, Piopiootea Survey District, in the Auckland Land District, containing thirty-four acres two roods eight perches, more or less, was taken under the Public Works Act, 1908, for the purposes of a municipal market-place and vested in the Corporation of the said borough: And whereas part of the said land is not required for the purposes of a municipal market-place and it is desired to authorize the Taumarunui Borough Council to lease the part not so required: Be it therefore enacted as follows:—

The Taumarunui Borough Council is hereby authorized to lease on such terms and conditions as it thinks fit such part of the land hereinbefore referred to as it thinks fit not exceeding in the whole an area of twelve acres three roods twenty-four perches: Provided that the total period of any lease issued pursuant to this section, together with the period of any lease issued in renewal thereof, shall not exceed forty-two years.

Constitution of Egmont National Park Board altered.

129. (1.) In addition to the members provided for in the Egmont National Park Act, 1900, the Egmont County Council shall be entitled to appoint one member of the Egmont National Park Board, and the said Act is hereby modified accordingly.

(2.) The provisions of section four of the said Act (relating to members appointed by local authorities), shall so far as applicable apply to the additional member to be appointed under this section.

(3.) Section seven of the said Act is hereby amended by omitting from paragraph (1) the word "four," and substituting the word "six."

Authorizing exchange of certain land in Annan Settlement for certain private land.

130. (1.) Whereas Section No. 14, Blocks X, XI, and XIV, Waiiau Survey District (Annan Settlement), in the Canterbury Land District, containing nine hundred and ninety-three acres, is held under lease in perpetuity granted on the twenty-seventh day of November, nineteen hundred and three: And whereas it is desirable that portion of the said section, containing sixteen acres two roods, should be exchanged for an area of sixteen acres two roods four perches, being parts of Lots Nos. 142 and 310, Square 85, Block XIV, Waiiau Survey District: And whereas the owner of the said lease in perpetuity has agreed to the said exchange being made: Be it therefore enacted as follows:—

On the transfer to His Majesty of the fee-simple of the land described in subsection two hereof, free from encumbrance, the Governor shall by Proclamation declare that the land described in subsection

three hereof, shall as from the date of the Proclamation cease to be land comprised in the lease in perpetuity hereinbefore referred to, and that the land transferred to His Majesty as aforesaid shall be deemed to be land comprised in the said lease as from the said date, and the said Proclamation shall have effect according to the tenor thereof.

(2.) The land to be transferred to His Majesty pursuant to this section is particularly described as follows:—

All that area in the Canterbury Land District, containing by admeasurement sixteen acres two roods four perches, more or less, being part of Lots Nos. 142 and 310, Square 85, Block XIV, Waiiau Survey District: bounded towards the north-east by Lot No. 14, Annan Settlement; towards the south-east by part of Lot No. 4, deposited plan No. 2161; and towards the north-east by Lot No. 14, Annan Settlement: as the same is delineated on the plan marked L. and S. 19291/238, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

(3.) The land now comprised in the lease in perpetuity hereinbefore referred to, and to be excluded therefrom pursuant to this section, is particularly described as follows:—

All that area in the Canterbury Land District, containing by admeasurement sixteen acres two roods, more or less, being part of Lot No. 14, Annan Settlement, Block XIV, Waiiau Survey District: bounded towards the east by Lot No. 4, deposited Plan No. 2161; towards the west generally by the River Stanton; and towards the north by Reserve No. 3652: as the same is delineated on the plan marked L. and S. 19291/238, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered yellow.

(4.) On the issue of a Proclamation under this section, the Governor shall by warrant under his hand authorize the issue of a certificate of title to the land excluded from the lease in perpetuity in favour of the transferor of the land transferred to His Majesty under this section.

(5.) All mortgages, charges, or other encumbrances existing on the date of the Proclamation aforesaid in respect of the land comprised in the lease in perpetuity shall thereafter be deemed to exist in respect of the land comprised in the said lease as affected by the Proclamation, and the land excluded from the said lease shall thereupon cease to be subject to all such mortgages, charges, and encumbrances.

Authorizing
exchange of land
between His
Majesty and the
South
Waimakariri
River Board.

131. (1.) Whereas the land described in subsection *two* hereof is vested in the South Waimakariri River Board in trust for the improvement and protection of the Waimakariri River: And whereas the said land is required for the purposes of a defence training-ground, and the said River Board has consented to transfer to His Majesty its interest in the said land, and to accept in exchange therefor the Crown land described in section *three* hereof: Be it therefore enacted as follows:—

- (a.) The South Waimakariri River Board is hereby authorized to transfer to His Majesty the land described in subsection *two* hereof, and on the completion of such transfer the Governor shall, by warrant under his hand, authorize the issue of a certificate of title in favour of the said Board in respect of the area of Crown land hereinafter described.
- (b.) The lands hereinbefore referred to shall remain subject to all existing leases, licenses, mortgages, and other interests or encumbrances.
- (c.) The land to be transferred to the said River Board pursuant to this section shall be held by it in trust for the improvement and protection of the Waimakariri River, and the land transferred to His Majesty shall be held as a permanent training-ground for defence purposes.

(2.) The land to be transferred to His Majesty by the South Waimakariri River Board, pursuant to this section, is particularly described as follows:—

All that area in the Canterbury Land District, containing by admeasurement nine thousand and ninety-one acres, more or less, being part of Reserve No. 947 and the whole of Reserves Nos. 2464, 2465, 2466, 2467, and 2470: bounded by a line commencing at the junction of Clarkson's Road with the road along the right bank of the Waimakariri River: thence southerly along said road, 6215 links; thence along a line bearing $161^{\circ} 19' 30''$, distance 2298.8 links; thence along the southern boundaries of Rural Sections Nos. 4701, 3004, and 3002 to Guy's Road; thence along Guy's Road to the north-eastern corner of Rural Section No. 2097; thence along the northern boundaries of Rural Sections Nos. 2097, 2645, 2771, 2957, 4574, 34093, 34297, 6327, 34872, 5195, 7688, 5194, and 34873 to and across Dawson and Waimakariri Road; thence along that road to Reserve No. 1451: thence along the northern and western boundaries of that reserve to the road forming the northern boundary of Rural Section No. 37056; thence westerly along that road, the northern boundaries of Rural Sections Nos. 32829, 28129, Reserve No. 1050, Rural Section No. 14152, Reserve No. 1247, a road-line, and Rural Sections Nos. 6453, and 32826, to a fence-line; thence along the said fence-line bearing $8^{\circ} 58' 30''$ and $9^{\circ} 5'$, 7984.3 links, to the road reserve along the right bank of the Waimakariri River; and thence along the southern side of that road to the commencing-point: save and excepting thereout Rural Section No. 9787, coloured green, and such road-lines as are included within the above-described boundaries, coloured burnt sienna: as the same is delineated on the plan marked L. and S. 7294/B deposited in the Head Office, Department of Lands and Survey at Wellington, and thereon bordered pink.

(3.) The land to be transferred to the said River Board pursuant to this section is particularly described as follows:—

All that area in the Canterbury Land District, containing by admeasurement thirty-seven thousand three hundred acres, more or less, being Pastoral Run No. 118A: bounded towards the north by the Rakaia River; towards the east generally by Pastoral Run No. 119; towards the south by Pastoral Run No. 115; and towards the west by Pastoral Runs Nos. 117 and 113: save and excepting thereout Rural Section No. 34563 and such road-lines as are included in the above described boundaries: as the same is delineated on the plan marked L. and S. 7294/A deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered green.

Also all that area in the Canterbury Land District containing by admeasurement fifty-two thousand six hundred acres, more or less, being Pastoral Run No. 115: bounded towards the north by the road reserve along the shores of Lake Heron, Crown land, and Pastoral Runs Nos. 117 and 118A; towards the east by Pastoral Runs Nos. 119, 102, and 104; towards the south generally by Rural Sections Nos. 31190, 31257, 31258, 31259, and 30988, and the Ashburton River; towards the west by the said Ashburton River and Pastoral Runs Nos. 203 and 116: save and excepting thereout Rural Sections Nos. 9214, 15874, 30666, 30667, 30668, 32726, 32727, 34529, and 36708, and such road-lines as are included within the above boundaries: as the same is delineated on the plan marked L. and S. 7294/A, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

Also all that area in the Canterbury Land District, containing by admeasurement one thousand five hundred acres, more or less, being Pastoral Run No. 203: bounded towards the north-east by Pastoral Run No. 115 and Rural Section No. 30666; towards the east by Pastoral Run No. 115; towards the south-west by the Ashburton River; and towards the north-west by Run No. 116: save and excepting thereout Rural Section No. 34249 and two small lakes which are included in the above-described boundaries; as the same is delineated on the plan marked L. and S. 7294/A deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered yellow.