

# Supplementary Order Paper.

## HOUSE OF REPRESENTATIVES.

Thursday, the 11th Day of December, 1913.

### RESERVES AND OTHER LANDS DISPOSAL AND PUBLIC BODIES EMPOWERING BILL.

Authorizing  
Auckland  
Harbour Board  
to lease certain  
land to  
Birkenhead  
Borough  
Council for  
recreation  
purposes.

122. (1.) Whereas the land hereinafter described has, notwithstanding anything contained or omitted in any deed or instrument or any special Act of the General Assembly of New Zealand or in any Order in Council, become indefeasibly vested in the Auckland Harbour Board (hereinafter termed the Board) under the provisions of the Harbours Act, 1908, for an estate in fee-simple: And whereas the Corporation of the Mayor, Councillors, and Burgesses of the Borough of Birkenhead (hereinafter termed the Corporation) is desirous of leasing the said land from the said Board for a term of sixty years for the purpose of a recreation reserve: Be it therefore enacted as follows:—

The Auckland Harbour Board is hereby empowered to grant a lease to the Corporation for the term of sixty years of the land hereinafter described on such terms and conditions and at such rent as shall be agreed between the Board and the Corporation, and the said land shall be held by the Corporation under such lease for recreation purposes.

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

All that land in the Auckland Land District, containing by admeasurement three roods four decimal ninety-five perches, more or less, bounded as follows: Commencing at the south-west corner of the land within the Borough of Birkenhead marked as Lot No. 3 on the plan deposited in the office of the Registrar of Deeds, at Auckland, as No. 9035; thence in a south-westerly direction, 105·84 links and 234·03 links on a bearing of 224° 30' 30"; thence in a south-easterly direction, 5 links on a bearing of 158° 28'; thence in an easterly direction, 232·4 links on a bearing of 93° 22' 30"; thence in a north-easterly direction, 274·54 links on a bearing of 72° 31' 30"; thence in a north-westerly direction, 167·8 links on a bearing 342° 31' 30"; thence in a south-westerly direction, 39·55 links on a bearing of 227° 33'; thence in a westerly direction, 183·5 links on a bearing 284° 11' to the commencing-point: as shown upon the said plan No. 9035, deposited in the office of the Registrar of Deeds, at Auckland.

Schedule to  
Roman Catholic  
Bishop of  
Auckland  
Special Powers  
Act, 1909,  
amended.

123. The Schedule to the Roman Catholic Bishop of Auckland Special Powers Act, 1909, is hereby amended by omitting therefrom the words "Allotments 22, 32, 33, 34, 35, 36, 37, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, and 50, Parish of Takapuna."

Special fishing  
licenses to  
Maoris in  
Rotorua  
Acclimatization  
District.

124. Notwithstanding anything to the contrary in the Fisheries Act, 1908, or in any other Act, it shall be lawful for the Minister for the time being having the administration of the Tourist and Health Resorts Control Act, 1908, on the recommendation of the Tongariro Maori Council, to issue licenses authorizing Maoris to fish for trout

within the Rotorua Acclimatization District at a rate not exceeding *five* shillings for the whole season. The licenses (which shall not exceed twenty in any one season) shall authorize each holder to fish for trout for the use and consumption of himself and the members of his family, and for no other purpose whatsoever.

125. Whereas by warrant dated the twenty-fourth day of January, one thousand nine hundred and five, and published in the *Gazette* of the twenty-seventh day of the same month, Section No. 33 of Te Araroa Native Township, containing fifteen acres two roods twenty-four perches, was set apart as a Native allotment and vested in His Majesty in trust for the Native owners: And whereas by another warrant, dated the same date and published in the same *Gazette*, Section No. 21 of the said township, containing ten acres, more or less, was vested in His Majesty for the purpose of recreation: And whereas it is desired to exchange the purposes for which the said sections have been respectively set apart: Be it therefore enacted as follows:—

On and after the passing of this Act, Section No. 21 of the Te Araroa Native Township, in the Hawke's Bay Land District, shall be deemed to be vested in His Majesty as a Native allotment, and Section No. 33 of the said Township shall be deemed to be vested in His Majesty for the purpose of recreation, and the said Section No. 33 is hereby declared to be subject to the provisions of Part II of the Public Reserves and Domains Act, 1908, and shall hereafter be known as Te Araroa Domain.

126. (1.) Whereas it is desired to change the purpose of an area of not more than nine and a half acres now reserved for recreation purposes, and forming part of the Apiti Domain, in the Wellington Land District, and to set aside the said area as a site for a drill-shed and otherwise for military or defence purposes: Be it therefore enacted as follows:—

The Governor may by notice in the *Gazette* cancel the reservation for recreation purposes over such part (not exceeding nine and a half acres) of the Apiti Domain as he thinks fit, and shall set apart the said area as a site for a drill-shed and otherwise for military or defence purposes.

(2.) The land so set aside shall thereupon become subject to the provisions of section seventy-five of the Defence Amendment Act, 1912, as if the land had been vested in His Majesty pursuant to that section.

(3.) The land reserved for military or defence purposes pursuant to this section and the drill-shed erected thereon shall be available for use by the public in such manner and to such extent as may be agreed on by the Apiti Domain Board and the Governor or the Board of Management appointed in respect thereof under subsection five of section seventy-five of the Defence Amendment Act, 1912.

127. The following provisions shall have effect with respect to Reserves Nos. 1425, 1426, 1427, and 1485 in the Greymouth Survey District:—

(a.) In any case where any portion of the said Reserves is about to be leased and there exist thereon buildings or other *bona fide* improvements which have been erected or made by any person to whom the Greymouth Borough Council had before the twentieth day of October, nineteen hundred and thirteen, granted a lease or agreed to grant a lease, or to whom any such lease has been assigned, such person (hereinafter called the occupier) shall be entitled as against the incoming lessee to valuation for such improvements.

Changing purpose of reserves in Te Araroa Native Township, Hawke's Bay.

Changing purpose of reservation of part of Apiti Domain.

Provisions to apply in cases of leases by Greymouth Borough Council of certain reserves.

- (b.) The amount of such valuation shall be assessed by two valuers, one to be appointed by the Greymouth Harbour Board (hereinafter called the owner) and one by the occupier, but if the occupier fails to appoint a valuator within two weeks after being requested by the owner in writing so to do, then the owner shall appoint the valuator whom the occupier has failed to appoint. In the event of such valuers being unable to agree they shall appoint an umpire, whose decision shall be final and conclusive. The fees to be paid to the valuers and umpire, if any, shall be paid by the occupier.
- (c.) Each portion of the said reserves on which there exist buildings or improvements as aforesaid and which shall be offered for lease shall be offered subject to the condition that the lessee shall, within fourteen days after being declared the lessee of such portion of the said reserves, pay to the owner the amount of valuation in respect of such portion of the said reserves, and the owner may pay the same or any part thereof to the occupier or in its discretion to any mortgagee, pledgee, or lienee, claiming under and from the occupier without the owner being liable to refund the same or any part thereof.
- (d.) Nothing herein contained shall be deemed to validate any lease or leases granted as aforesaid by the Greymouth Borough Council or to give any occupier any claim against the owner in respect of any such buildings or other improvements.
- (e.) The owner may insert in any lease of any portion of the said reserves a provision that if the owner requires the land comprised in such lease for any purpose connected with the improvement, extension, or maintenance of the harbour-works at Greymouth then the owner may terminate such lease upon one year's notice to the lessee and that upon the expiration of such notice the owner may resume possession of such land without compensation to the lessee, but subject to the right of the lessee to remove from such land all buildings and fences (not being dividing fences) within three months from the expiration of such notice.
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