

# Supplementary Order Paper.

## HOUSE OF REPRESENTATIVES.

Wednesday, the 1st Day of September, 1926.

### RESERVES AND OTHER LANDS DISPOSAL BILL.

New clauses proposed by His Excellency the Governor-General:—

To insert, under the heading "*Auckland Land District*," the following new clauses:—

Reserving certain lands as an endowment for a secondary school in the Borough of Rotorua and making special provision for disposal of revenues therefrom.

11A. Whereas the lands in the Borough of Rotorua, hereinafter described, were set aside as an endowment for a college and grammar school at Rotorua and on the early plans of the town are shown accordingly: And whereas the said lands were later temporarily reserved as an endowment for a Rotorua College and Grammar School, but by an oversight were purported to be permanently reserved as an endowment for secondary education generally without any lawful authority: And whereas revenues from the said lands were for many years applied for the purposes of secondary education generally in the Auckland Provincial District, but arrangements have now been made to make available for a secondary school at Rotorua, in accordance with the original intention, the revenues so applied and future revenues accruing: And whereas a secondary school fulfilling the purposes of the college and grammar school originally contemplated is shortly to be erected at Rotorua, and a Board of Governors of such school is to be constituted, and it is desired to make the arrangements hereinafter set out with respect to the said lands and past and future revenues therefrom: Be it therefore enacted as follows:—

(1.) The said lands are hereby declared to be permanently reserved as an endowment for a secondary school in the Borough of Rotorua.

(2.) All moneys standing to the credit of the special deposit account within the Public Account, called the Rotorua College and Grammar School Account, whether derived as revenue from the said lands or by way of refund from the Auckland Provincial District Secondary Education Endowments Deposit Account, and all future moneys from either source credited to the first-mentioned account shall be applied as follows:—

(a.) The Minister of Finance shall from time to time, without further appropriation than this section, apply such moneys in payment of the cost of erection of a secondary school at Rotorua.

(b.) Any further moneys available from such sources shall from time to time, without further appropriation than this section, be paid by the Minister of Finance to the governing body of the secondary school as aforesaid to be applied for the purposes of the said secondary school.

(3.) On the constitution under the Education Act, 1914, of the governing body of the secondary school to be established at Rotorua as aforesaid, the Governor-General may, by Warrant under his hand, vest the said lands in the said governing body to be held in trust as an endowment for the said secondary school, but subject to any leases then in existence in respect of the said lands.

(4.) Upon the vesting of the said lands in the governing body as aforesaid the revenue from the said lands shall no longer be paid into the Rotorua College and Grammar School Account, but to the said governing body, to be applied by it for the purposes of the trust.

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

All that area in the Auckland Land District having a total area of sixteen acres and eighteen perches, more or less, being Blocks XLIII XLIV, XLV, XLVI, XLVII, Town of Rotorua.

Validating loan of £1,000 by Paeroa Borough Council for expenditure on Paeroa Domain.

11B. Whereas the Paeroa Borough Council is the Domain Board having control of the Paeroa Domain: And whereas it was authorized by a poll of the ratepayers of the Borough of Paeroa to borrow a sum of one thousand pounds to be expended on the said domain: And whereas by an Order in Council published in the *Gazette* of the twenty-seventh day of September, nineteen hundred and twenty-three, the rate of interest to be paid in respect of such loan was prescribed to be a rate not exceeding five and three-quarters per centum per annum: And whereas the said Council sold the debentures issued in respect of such loan at such a price as produced to the holders thereof interest at a greater rate than that so prescribed: And whereas the said Council had no authority of law to borrow for such purpose as aforesaid: Be it therefore enacted as follows:—

Notwithstanding anything to the contrary in any Act, the Paeroa Borough Council shall be deemed for all purposes to have been lawfully empowered to borrow the said sum of one thousand pounds, and to expend the same in its capacity as the Paeroa Domain Board, and the sale by it of debentures in respect thereof at such a rate as produced to the holders interest at a greater rate than five and three-quarters per centum per annum is hereby validated.

To insert, under the heading "*Canterbury Land District*," the following new clause:—

Vesting certain reserves in Mackenzie County Corporation for afforestation purposes.

26A. Whereas the lands firstly hereinafter described form portion of a reserve for the Opawa Railway-extension set apart by notification published in the *Canterbury Provincial Gazette* of the twentieth day of May, eighteen hundred and seventy-five, and portion of the land taken for railway purposes by Proclamation published in the *Gazette* of the sixteenth day of April, eighteen hundred and eighty-five: And whereas the land secondly hereinafter described forms portion of a reserve set apart for a gravel-pit by notification published in the *Canterbury Provincial Gazette* of the ninth day of August, eighteen hundred and seventy-five: And whereas the land thirdly hereinafter described was vested in the Mackenzie County Council in trust as a gravel reserve by an Order in Council published in the *Gazette* of the ninth day of September, eighteen hundred and ninety-seven: And whereas the said lands are no longer required for the purposes hereinbefore recited, and it is expedient that the several areas mentioned should be vested in the Corporation of the Mackenzie County in trust for forestry purposes: Be it therefore enacted as follows:—

(1.) The existing reservation over all the lands hereinafter described, and the vesting in the Mackenzie County Council in trust as a gravel reserve of the land thirdly so described, are hereby cancelled and the said lands are hereby vested in the Corporation of the Mackenzie County in trust for forestry purposes, subject to the following conditions:—

(a.) The Mackenzie County Council shall, within six months after the passing of this Act, prepare a general forest working-plan of future operations to cover a period of not less than five years; such working-plan shall specify fully the silvicultural operations proposed to be carried on during the currency of the plan and such other matters as the Director of Forestry thinks fit.

- (b.) It shall not be lawful for the said Council to carry on such silvicultural operations unless and until such plan has been approved by the Commissioner of State Forests, and all such operations shall be carried on according to such plan, as approved by the said Commissioner and under the supervision of the Director of Forestry.
- (c.) The Council may dispose of, by private sale, tender, or auction, any timber, trees, tree-seeds, firewood, or any forest-produce on or from the reserves herein referred to.
- (d.) All moneys received as rents, fees, proceeds of sale of forest-produce, or otherwise from the said reserves shall be spent solely on the administration, management, and development for forestry purposes and other purposes incidental thereto of any reserves vested in the Corporation of the said county for forestry purposes or any freehold lands held by the said Corporation.
- (e.) The said Council, with the consent of the Governor-General first had and obtained, may exchange any area of land subject to this section for the fee-simple of any other land which is deemed to be more suitable for forestry purposes, and on any such exchange may pay or receive by way of equality of exchange any sum not exceeding twenty-five per centum of the estimated value of the land so exchanged.
- (f.) The said Council may from time to time make such by-laws, not inconsistent with this section, as may be deemed necessary for the more efficient control and administration of the said reserves, and such by-laws may provide for a penalty not exceeding *fifty* pounds for any breach of any such by-laws. No such by-law shall have force or effect unless and until approved by the Commissioner of State Forests and until a notice of such approval has been published in the *Gazette*.
- (g.) In April of each year the said Council shall furnish to the Commissioner of State Forests a report for the year ending on the preceding thirty-first day of March, presenting in complete detail full particulars of the technical operations, and of the administration of all the reserves vested hereby in the said Corporation, and of the financial operations relating thereto, and shall at the same time submit a plan of operations and management for the ensuing year, which shall be effective on approval by the Commissioner of State Forests.

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

Firstly, all that area in the Canterbury Land District, containing by admeasurement 69 acres 3 roods 30 perches, more or less, and being part of Reserves 1896 and 1708, situated in Block VIII, Opawa Survey District, and Blocks V and IX, Pareora Survey District, and bounded as follows: towards the north-west by Rural Section 19254; towards the north-east by the Timaru-Fairlie Road and Railway; towards the east by Rural Section 21176; and again towards the south-west by Rural Sections 25376, 25372, 25105, 25178, 25120, 28725, and 27876, save and except thereout parts of Reserves 1708 and 1709 and the intersecting roads.

Also all that area in the Canterbury Land District, containing by admeasurement 8 acres 2 roods 34 perches, more or less, and being other part of Reserve 1896, situated in Block VIII, Opawa Survey District, and bounded as follows: towards the north-east by the Timaru-Fairlie Road and Railway; towards the south-east by a public road; and again towards the south-west and north-west by Rural Section 18805, save and except thereout the intersecting road.

As the same are more particularly delineated on the plan marked L. and S. 47270, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon coloured violet.

Secondly, all that area in the Canterbury Land District, containing by admeasurement 4 acres 1 rood 37 perches, more or less, and being part of Reserve 1709, situated in Block V, Pareora Survey District, and bounded as follows: towards the north-east by the Mackenzie Road; towards the south-east by Reserve 1896; again towards the south-east, towards the south-west, and towards the north-west by Rural Section 25372, and again towards the north-west by other part of Reserve 1896, save and except the intersecting road; as the same is more particularly delineated on the plan marked L. and S. 47270A, deposited in Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

Thirdly, all that area in the Canterbury Land District, containing by admeasurement 4 acres 1 rood 10 perches, more or less, and being part of Reserve 1708, situated in Block VIII, Opawa Survey District, and bounded as follows: towards the north-east by other part of Reserve 1708; towards the south-east by Reserve 1896; again towards the south-east, towards the south-west, and towards the north-west by Rural Section 25120; and again towards the north-west by other part of Reserve 1896: as the same is more particularly delineated on the plan marked L. and S. 47270B, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

(3.) Notwithstanding anything contained in section one hundred and thirty-four of the Reserves and other Lands Disposal and Public Bodies Empowering Act, 1922, the Mackenzie County Council may apply the whole or any part of the revenue derived from the reserves vested under that section towards the cost of administration, management, and development for forestry purposes and other purposes incidental thereto of any reserves vested in the said Corporation for forestry purposes or any freehold lands held by the said Council.

To insert, under the heading "*Otago Land District*," the following new clause:—

Empowering  
Otago Harbour  
Board to accept  
surrender of  
lease to Crown  
of certain land  
and to grant  
lease over other  
land in lieu  
thereof.

31A. Whereas the Otago Harbour Board by memorandum of lease numbered 5180 in the Otago Land Registry Office has leased to the Crown the area of land described in section eighty-three of the Reserves and other Lands Disposal and Public Bodies Empowering Act, 1914, as a site for a public-works store: And whereas the said Board is desirous of regaining possession of such land, and is willing to lease other land in lieu thereof: Be it therefore enacted as follows:—

(1.) The Otago Harbour Board may agree with the Minister of Public Works to accept a surrender of the aforesaid lease, and to grant to the Crown in lieu thereof a lease over the land hereinafter described for the remainder of the term for which such first-mentioned lease was granted and upon the same conditions as in that lease.

(2.) All costs and expenses incurred in connection with such surrender and grant shall be borne by the said Board, which shall also pay to the Crown such sum, not exceeding one hundred and fifty pounds, as may be agreed on as the cost of removing improvements and material from the land in respect of which such lease as aforesaid is surrendered to the land in respect of which such lease in lieu thereof is granted.

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

All that area of land in the City of Dunedin, Otago Land District, comprising two acres two roods thirty and thirty-six hundredths perches, more or less: bounded on the south-west by Wickliffe Street, on the south-east by Sturdee Street, on the north-west by Jutland Street, and on the north-east by a line parallel to Halsey Street: the said streets being more particularly delineated on the plan marked P.W.D. 67052, deposited in the office of the Minister of Public Works at Wellington.