

# Supplementary Order Paper.

## HOUSE OF REPRESENTATIVES.

Monday, the 21st Day of November, 1927.

### RESERVES AND OTHER LANDS DISPOSAL BILL.

New clauses and addition to Schedule proposed by His Excellency the Governor-General:—

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

Vesting in the Crown certain land now vested in Devonport Borough Corporation.

12A. Whereas about the year nineteen hundred and six a wharf was, with the consent of the Auckland Harbour Board, constructed by the Crown for the use of the Pacific Cable Board on land belonging to the said Harbour Board: And whereas pursuant to a direction contained in the Auckland Harbour Board, Devonport Borough Council, and Devonport Domain Board Empowering Act, 1918, the Auckland Harbour Board, by deed of conveyance dated the first day of July, nineteen hundred and twenty-three, and registered as number 325364 in the Deeds Register Office, at Auckland, has since conveyed the said land together with other land to the Corporation of the Borough of Devonport: And whereas it has been found expedient for the land on which the said wharf is erected together with certain adjoining land (being part of Queen's Parade in the said Borough) to be vested in the Crown: And whereas the Devonport Borough Council has agreed to such vesting: Be it therefore enacted as follows:—

(1) The land described in the *next succeeding* subsection is hereby declared to be no longer vested in the Corporation of the Borough of Devonport but to be vested in His Majesty the King freed and discharged from any trusts or limitations heretofore affecting it, and the Registrar of Deeds for the Deeds Registration District of Auckland is hereby empowered and directed to make such entries in the Register as may be rendered necessary by this subsection.

(2) The land to which the *last preceding* subsection relates is particularly described as follows:—

All that area containing by admeasurement seventeen and sixty-seven hundredths perches more or less, being portion of Foreshore Reserve: bounded on the north generally by the area described in subsection *four* hereof; on the north-east by a line bearing  $107^{\circ} 32' 30''$  a distance of 143.98 links; on the south-east by a line bearing  $195^{\circ} 46'$  a distance of 51.54 links; and on the south-west by a line bearing  $287^{\circ} 32' 30''$  a distance of 270.58 links: as the same is delineated on the plan numbered M.D. 6431, and deposited in the office of the Minister of Public Works, at Wellington, and thereon coloured pink.

(3) That part described in the *next succeeding* subsection of the street known as Queen's Parade, in the Borough of Devonport, is hereby closed and the land comprised therein is hereby declared to be no longer vested in the Corporation of the said Borough but to be vested in His Majesty the King.

(4) The land to which the *last preceding* subsection relates is particularly described as follows:—

All that area in the North Auckland Land District containing by admeasurement four and fifty-six hundredths perches more or less, being portion of a public street known as Queen's Parade: bounded on the north-west by a line commencing on the old mean high-water mark of the Waitemata Harbour, and bearing  $17^{\circ} 32' 30''$  for a distance of 51.51 links; on the north-east by a line bearing  $107^{\circ} 32' 30''$  a distance of 125 links; and on the south generally by the said old mean high-water mark: as the same is delineated on the said plan numbered M.D. 6431, deposited in the office of the Minister of Public Works, at Wellington, and thereon coloured green.

(5) The Minister of Public Works, for and on behalf of His Majesty, is hereby authorized to lease any land vested in His Majesty as aforesaid, or any part of such land, for such purposes and for such term or terms and subject to such conditions as may be mutually agreed upon by the said Minister and the lessee.

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

Validating the construction by Minister of Public Works of a bridge over Hikutaia Canal.

17A. Whereas by paragraph (a) of subsection one of section ten of the Waihou and Ohinemuri Rivers Improvement Act, 1910, the Minister of Public Works is authorized to carry out certain works without payment of any compensation for severance or loss of riparian or other rights: And whereas in pursuance of the power conferred upon him by the said paragraph, the Minister constructed a canal from the Hikutaia Stream to the Waihou River through portions of McGaskill's Grant, No. 19F, Block VIII, Waihou Survey District: And whereas the said canal completely severed portions of the said land from access to other portions thereof, thereby causing genuine hardship to the owners: And whereas the said Minister authorized the construction of a bridge across the said canal to give access to the severed portions of the said land, and such bridge has been constructed: And whereas doubts have arisen as to the power of the Minister to authorize such construction: Be it therefore enacted as follows:—

The said bridge is hereby declared to have been lawfully constructed, and the cost thereof may be charged against the Waihou and Ohinemuri Rivers Improvement Account established by the said Act as if it had been a work authorized by the said Act.

Authorizing adjustment of title boundaries to lands adjoining Omeheu Stream, Rangitaiki.

17B. Whereas by reason of the drainage operations carried on pursuant to the Rangitaiki Land Drainage Act, 1910, certain portions of the old bed of the Omeheu Stream have become dry: And whereas the said stream and the road along a portion of the western bank thereof form the title boundaries to the parcels of land described in subsection *four* hereof: And whereas it is desirable that the boundaries of the said parcels of land should be amended so as to provide suitable fencing-lines: Be it therefore enacted as follows:—

(1) The Chief Drainage Engineer at Auckland and the owners and all other persons having any registered interest in the lands described in subsection *four* hereof may enter into an agreement or agreements as to amendment of the boundaries of the said lands, and may embody in such agreement or agreements any special conditions in regard to payments to be made by the parties to such agreement.

(2) Any land owned by the Crown adjacent to the said parcels of land may be included in any scheme of boundary-adjustments notwithstanding the limitations or restrictions imposed by any Act, and any moneys to be paid to the Crown in this behalf shall be allocated by the Minister of Lands to the accounts entitled thereto.

(3) Notwithstanding anything to the contrary in any Act, the District Land Registrar for the Land Registration District of Auckland is hereby empowered, upon production to him of an agreement or agreements pursuant to this section, and upon the deposit of a plan showing the boundaries as agreed upon, accompanied by a written request from the Chief Drainage Engineer at Auckland, together with payment of all necessary fees and surrender of existing certificates of title, to cancel the said existing certificates of title and issue in lieu thereof new certificates with boundaries as delineated upon such deposited plan, and such new certificates shall be subject to the same restrictions, charges, and encumbrances (if any) as those to which the relative cancelled certificates of title were subject.

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

- (a) Portion of Allotment 73, Parish of Matata, containing one hundred and fifty acres, and being all the land on deposited plan 4901, and the whole of the land in certificate of title, Volume 170, folio 211, Auckland Registry.
- (b) Portion of Allotment 73, Parish of Matata, containing one hundred and forty-three acres one rood six perches, being the residue of the land in certificate of title, Volume 170, folio 212, Auckland Registry, after registration of Proclamation No. 5199.
- (c) Portion of Allotment 74, Parish of Matata, containing two hundred and ninety-one acres two roods fourteen perches, being the whole of the land in certificate of title, Volume 436, folio 209, Auckland Registry.
- (d) Allotment 137A, Parish of Matata, containing four hundred and eighty-three acres three roods thirty-one and seven-tenths perches, being the residue of the land in certificate of title, Volume 230, folio 285, Auckland Registry, after registration of Proclamations Nos. 5199 and 5249.
- (e) Allotment 141A, Parish of Matata, containing two hundred and seventy-three acres and nine perches, being the residue of the land in certificate of title, Volume 241, folio 226, Auckland Registry, after registration of Proclamation No. 5249.

17c. (1) The land described in the *next succeeding* subsection, being parts of Sections 2 and 2A, Hamilton West Belt, mentioned in the Second Schedule to the Hamilton Domains Act, 1911, is hereby excluded from that Schedule.

(2) The land to which the *last preceding* subsection relates is particularly described as follows:—

All that area in the Auckland Land District, containing by admeasurement three roods and twenty and one-tenth perches, more or less, being parts Sections 2 and 2A of the Hamilton West Belt: bounded on the north-east by portion of the area thirdly described in the Schedule to the Order in Council amending the description of the Hamilton Domain, dated the twenty-seventh day of January, nineteen hundred and twenty-six, and published in *Gazette* of the fourth day of February, nineteen hundred and twenty-six, 124·4 links; on the south-east by parts Sections 2 and 2A, Hamilton West Belt 705·4 links; on the south-west by Seddon Road, 124·4 links; and on the north-west by other parts of Sections 2 and 2A, Hamilton West Belt aforesaid, 704·1 links: be all the aforesaid linkages a little more or less: as the same is delineated on plan marked L. and S. 1/178, deposited in the Head Office, Department of Lands and Survey at Wellington, and thereon coloured red.

(3) The land described in the *next succeeding* subsection (being the land hereinbefore described, together with certain other land) is

Making provision  
with respect to  
certain lands forming  
part of Hamilton  
Domain.

hereby declared to be subject to section two of the Hamilton Domains Act, 1911, and the First Schedule to that Act is hereby extended by incorporating therein a reference to that land.

(4) The land to which the *last preceding* subsection relates is particularly described as follows:—

All that area in the Auckland Land District, containing by admeasurement one acre, more or less, being parts Sections 2 and 2A of the Hamilton West Belt and portion of the area thirdly described in the Schedule to the Order in Council amending the description of the Hamilton Domain, dated the twenty-seventh day of January, nineteen hundred and twenty-six, and published in *Gazette* of the fourth day of February, nineteen hundred and twenty-six: bounded on the north-east by Sections 216 and 217, Town of Hamilton West, 124.4 links; on the south-east by parts Sections 2 and 2A, Hamilton West Belt, and portion of the area thirdly described in the Schedule to the Order in Council aforesaid, 805.4 links; on the south-west by Seddon Road, 124.4 links; and on the north-west by other parts of Sections 2 and 2A, Hamilton West Belt, and other portion of the area thirdly described in the Schedule to the Order in Council aforesaid, 804.1 links: be all the aforesaid linkages a little more or less: as the same is delineated on the plan marked L. and S. 1/178, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

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

Special provision with respect to certain reserves in the Borough of Greymouth.

28A. Whereas by Order in Council issued under the provisions of the Westland Waste Lands Act, 1870, and published in *Gazette* of the twenty-second day of May, eighteen hundred and seventy-three, the management of Reserves 94 and 95, Town of Greymouth, was vested in the Corporation of the Borough of Greymouth for the purpose of recreation-grounds, subject nevertheless to the conditions and restrictions set forth in the said Order in Council: And whereas under the provisions of section sixty-seven of the Reserves and other Lands Disposal and Public Bodies Empowering Act, 1919, portion of the aforesaid Reserve 95, together with a certain area of closed street adjoining, was reserved as a site for a technical school and vested in the Education Board of the District of Canterbury: And whereas portion of Raleigh, Buccleugh, and Shakespeare Streets have been and are being used as portion of the recreation-ground reserves, and action is being taken to close the said portions of the streets named with a view to the land comprised therein being added to the said reserves: And whereas it is desirable that the said reserves should be brought under the provisions of Part II of the Public Reserves and Domains Act, 1908, as a public domain under the control and management of the Greymouth Borough Council acting as a Domain Board, and the said Council is desirous of raising a loan for the purpose of effecting improvements to such public domain and to the land comprised in such portions of the streets hereinbefore referred to as may be closed and added thereto: And whereas the land described in subsection *five* hereof is vested in the Corporation of the Borough of Greymouth, and it is desirable to empower the said Council to transfer the said land to the Crown in order that it may be dealt with in the same manner as the recreation-ground reserves and the portions of Raleigh, Buccleugh, and Shakespeare Streets hereinbefore referred to: Be it therefore enacted as follows:—

(1) The Governor-General may, by Order in Council, revoke the vesting pursuant to the provisions of the Westland Waste Lands Act, 1870, of the management of the recreation-ground reserves described in subsection *four* hereof in the Corporation of the Borough of Greymouth, and may, by the same or a subsequent Order in Council, declare the said lands to be subject to the provisions of Part II of the Public Reserves and Domains Act, 1908, as a public domain under the control

of the Greymouth Borough Council, and the said Council shall thereupon for all purposes be the Greymouth Domain Board as if it had been so appointed pursuant to section forty-seven of the Public Reserves and Domains Act, 1908.

(2) Upon the vesting of the control as aforesaid of the recreation-ground reserves described in subsection *four* hereof in the Greymouth Borough Council as the Greymouth Domain Board, the said Council shall have authority to raise as for a public work under the Local Bodies' Loans Act, 1926, a special loan of a sum not exceeding five thousand pounds, and in its capacity as the Greymouth Domain Board to expend the proceeds of such loan in effecting such improvements on the said domain, and on any land which may be added thereto, as may be mentioned in the proposal to raise such loan submitted to the ratepayers of the Borough of Greymouth pursuant to the said Local Bodies' Loans Act, 1926, aforesaid.

(3) Notwithstanding anything to the contrary in any Act, the Greymouth Borough Council may transfer to the Crown the land described in subsection *five* hereof, and upon such transfer being completed the said land shall for all purposes be deemed to be a recreation reserve subject to the provisions of the Public Reserves and Domains Act, 1908.

(4) The recreation-ground reserves to which subsections *one* and *two* hereof relate are particularly described as follows:—

All that area in the Westland Land District, containing by admeasurement one acre one rood twenty perches, more or less, being part of Reserve 95, Town of Greymouth; bounded on the north-west by High Street, 225 links; on the north-east by Section 368, Town of Greymouth, 250 and 100 links, and Raleigh Street, 250 links; on the south-east by Shakespeare Street, 325 links; and on the south-west by that portion of said Reserve 95 reserved for a site for a technical school under the provisions of section sixty-seven of the Reserves and other Lands Disposal and Public Bodies Empowering Act, 1919, 500 links: be all the aforesaid linkages a little more or less.

Also all that area in the Westland Land District, containing by admeasurement five acres two roods one and six-tenths perches, more or less, being Reserve 94, Town of Greymouth: bounded on the north-west by High Street, 1102 links; on the north-east by Buccleugh Street, 500 links; on the south-east by Shakespeare Street, 1102 links; and on the south-west by Raleigh Street, 500 links: be all the aforesaid linkages a little more or less.

(5) The land which may be transferred to the Crown as aforesaid by the Greymouth Borough Council is particularly described as follows:—

All that area in the Westland Land District, containing by admeasurement one rood, more or less, being Section 368, Town of Greymouth: bounded on the north-west by High Street, 100 links; on the north-east by Raleigh Street, 250 links; on the south-east by Reserve 95, 100 links; and on the south-west by said Reserve 95, 250 links: be all the aforesaid linkages a little more or less.

To insert, in the Schedule under the heading "*Nelson Land District*," the following new item:—

No.	Description of Land.	Purpose for which reserved.	Instrument of Reservation.
<i>Nelson Land District.</i>			
15A	Section 76, Block XIV, Motupiko Survey District, in the Nelson Land District, containing 64 acres 3 roods 29 perches	Accommodation of travelling cattle, &c.	Notice dated 6th September, 1865, and published in the <i>Nelson Provincial Gazette</i> of the 16th of that month.