

EXPLANATORY NOTES

HOUSE OF REPRESENTATIVES

Supplementary Order Paper

Wednesday, the 7th Day of December 1977

RESERVES AND OTHER LANDS DISPOSAL

Proposed Amendments

Hon. Mr V. S. YOUNG, in Committee, to move the following amendments:

Clause 3: To omit from the preamble the words "section 17 of the 1877 Act" in line 41 on page 2, and substitute the words "to repeal the 1877 Act so far as it relates to the Reserve".

To omit subclause (2) on page 3, and substitute the following subclause:

(2) The 1877 Act, so far as it relates to the Reserve, is hereby repealed, and the Reserve is hereby declared to be Crown land subject to the Land Act 1948.

Clause 4: To omit from the preamble on page 4 the words "and other moneys and proceeds derivable from the Reserve were by section 7 of the Westport Harbour Board Act 1884 (in this section called the "1884 Act")", on page 4, and substitute the following words: "moneys, and proceeds derivable from the Reserve were by section 13 (3) of the 1877 Act dedicated to the trusts and purposes referred to in that subsection".

To omit from the preamble the word "endowment" in line 2 on page 5, and substitute the words "the trusts and purposes referred to, and repeal the 1877 Act so far as it relates to the Reserve".

To omit subclause (1), on page 5, and substitute the following subclause:

(1) The trusts and purposes referred to in section 13 (3) of the 1877 Act are hereby extinguished, and that Act is hereby repealed so far as it relates to the Reserve.

Clause 16 (4) (c): To omit the words "proportion of the purchase price that the amount of the deposit that exceeds 25 percent of the purchase price bears to 25 percent of the purchase price", on page 20, and substitute the following words: "portion of the deposit that exceeds 25 percent of the purchase price".

EXPLANATORY NOTE

Clause 3: The amendment relates to the Westport Colliery Reserve. As the effect of the clause is to repeal the effect of the only provisions of the Westland and Nelson Coal Fields Administration Act 1884 that still affect the Reserve, it is proposed to repeal formally the whole of that Act so far as it applies to the Reserve.

Clause 4: The amendment relates to the Buller Coal Field Reserve. The present clause refers to an endowment established by the Westport Harbour Board Act 1884, whereas it should correctly refer to trusts and purposes under the Westfield and Nelson Coal Fields Administration Act 1877. The amendment corrects this and also repeals the 1877 Act so far as it applies to the Reserve, as its provisions are no longer operative.

Clause 16 (4) (c): This amendment relates to the Otago University endowment lands. The clause at present provides for a reduction of the purchase price where a purchaser on deferred payments pays more than 25 percent of the purchase price by way of deposit. The intention is that the purchase price should be reduced by an amount equal to 10 percent of the amount of the deposit that exceeds 25 percent of the purchase price. This is not achieved by the present wording in the Bill. The amendment makes the necessary correction.
