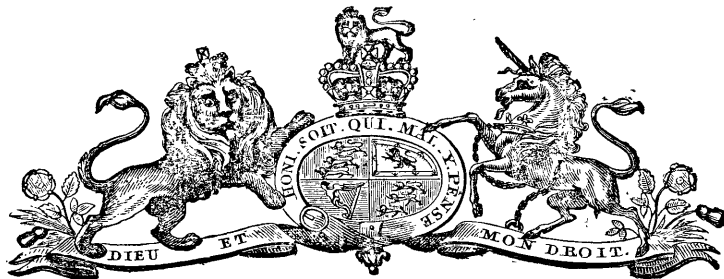


OTAGO, N. Z.



INVERCARGILL RESERVES MANAGEMENT ORDINANCE, 1875.

IN THE THIRTY-EIGHTH YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA.

SESSION XXXIV. No. 508.

ANALYSIS.

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| <p>Title.
Preamble.
1. Short Title.
2. Lands described in first Schedule to be vested in the Corporation of the Town of Invercargill.
3. Corporation to manage lands described in first Schedule under certain provisions.
4. Moneys to be applied as provided by the 94th section of the "Otago Municipal Corporations Ordinance, 1865."</p> | <p>5. Superintendent authorised to transfer lands described in second Schedule to the Corporation of the Town of Invercargill.
6. Lawful for the said Corporation to manage the said lands under certain provisions.
7. Moneys received from such lands to be expended on improvements thereon.
Schedules first and second.</p> |
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An Ordinance to transfer to and vest in the Corporation of the Town of Invercargill certain Lands now vested in the Superintendent of the Province of Otago in trust for purposes of public utility for the Town of Invercargill and its inhabitants and to authorise the Superintendent to vest the management of certain other Lands now held by him in trust for purposes of public recreation for the Town of Invercargill and its inhabitants in the said Corporation. Title.

[RESERVED FOR THE SIGNIFICATION OF THE GOVERNOR'S PLEASURE THEREON, 19TH JUNE, 1875.]

WHEREAS the lands tenements and hereditaments described in the Schedules to this Ordinance annexed are vested in the Superintendent of the Province of Otago and his successors subject to the provisions of certain Acts passed by the General Assembly of New Zealand intituled "The Public Reserves Act, 1854" and "The Public Reserves Act Amendment Act, 1862:" And whereas by proclamation in the Government Gazette of the Province of Otago made under the provisions of an Ordinance passed by the Superintendent and Provincial Council of the said Province intituled the "Otago Municipal Corporations Ordinance, 1865" the provisions of the said Ordinance were extended to the Town of Invercargill and the citizens of Invercargill were created a corporate body under the style of the "Corporation of the Town of Invercargill:" And whereas by "The Public Reserves Act Amendment Act, 1862" aforesaid it is provided that it shall be lawful for the Superintendent and Provincial Council of any Province by any Act to be from time to time duly passed in that behalf to direct and declare that any land vested or which might thereafter be vested in the Superintendent of any Province under the provisions of the said "Public Reserves Act," Preamble.

1854" upon trust for any public purposes should be transferred to and vested in and held by any corporation commission or other person or persons having corporate succession to be named in such Act or Ordinance in trust for the like or for any other public purpose to be specified and declared in such Act or Ordinance in such manner and with such powers of lease management and disposition over the same and over all rents issues profits and proceeds thereof and other powers provisions and conditions as should in such Act or Ordinance be expressed or declared: And whereas by the same Act it is also provided that it shall be lawful for any Superintendent and Provincial Council anything therein contained to the contrary notwithstanding to pass any Act authorising the Superintendent to vest the management of any such lands as aforesaid reserved for public gardens or recreation grounds in any corporation commission or other person or persons having corporate succession under such restrictions and limitations as shall secure the full maintenance of the purposes for which such lands shall have been reserved: And whereas it is expedient that the lands and hereditaments vested in the Superintendent of the said Province of Otago and respectively described in the first Schedule hereto should be transferred to and vested in the Corporation of the Town of Invercargill upon the trusts and with and subject to the powers provisions and conditions hereinafter declared and the management of the lands and hereditaments vested in the said Superintendent and respectively described in the second Schedule hereto should be vested in the said Corporation under the restrictions and limitations hereinafter mentioned:

BE IT THEREFORE ENACTED by the Superintendent of the said Province of Otago with the advice and consent of the Provincial Council thereof as follows:—

Short title.

1. This Ordinance may be cited and referred to as the "Invercargill Reserves Management Ordinance, 1875."

Lands described in first Schedule to be vested in the Corporation of the Town of Invercargill.

2. The lands and hereditaments mentioned and described in the first Schedule hereto shall be and the same are hereby transferred to and vested in the Corporation of the Town of Invercargill and its successors as a corporate body to be held by the said Corporation and successors its in trust for the like purposes for which such lands are now held.

Corporation to manage lands described in first Schedule under certain provisions.

3. It shall be lawful for the said Corporation of the Town of Invercargill to manage the said lands and hereditaments in such manner in every respect as to them shall seem fit and with the sanction and consent of the Superintendent for the time being of the Province of Otago to lease the same lands and hereditaments at such rents issues and profits as it may deem expedient so that such leases be for any term not exceeding twenty-one years to take effect from the time of the execution thereof.

Moneys to be applied as provided by the 94th section of the "Otago Municipal Corporations Ordinance 1865."

4. All moneys received by the said Corporation of the Town of Invercargill for the rents issues and profits of the said lands and hereditaments shall be managed by the said Corporation and shall be applied and disposed of in manner provided by the ninety-fourth section of the "Otago Municipal Corporations Ordinance, 1865."

Superintendent authorised to transfer lands described in second Schedule to the Corporation of the Town of Invercargill.

5. It shall be lawful for the Superintendent to execute and make any conveyance or other assurance for transferring to and vesting in the Corporation of the town of Invercargill and its successors as a corporate body the lands and hereditaments described in the second Schedule to this Ordinance in trust for purposes of public recreation for the Town of Invercargill and its inhabitants under such restrictions and limitations as shall secure the full maintenance of the several purposes for which such lands respectively have been reserved:

6. It shall be lawful for the Corporation of the Town of Invercargill with the sanction and consent of the Superintendent to lease the said last-mentioned lands and hereditaments at such rents issues and profits as they may deem expedient subject to the provisions of the said before-mentioned Acts passed by the General Assembly of New Zealand intituled "The Public Reserves Act, 1854" and "The Public Reserves Act Amendment Act, 1862" so that such leases be for any term not exceeding seven years to take effect from the time of the execution thereof and so that the inhabitants of the Town of Invercargill shall not be excluded therefrom except in furtherance of the purposes for which such lands have been respectively reserved.

Lawful for the said Corporation to manage the said lands under certain provisions.

7. All moneys received by the Corporation of the Town of Invercargill for rents and profits arising from the lease and management of such last-mentioned lands shall be expended in improving the lands out of which the same moneys shall arise and in carrying out the objects contemplated in creating such Reserves and for no other purpose whatsoever.

Moneys received from such lands to be expended on improvements thereon.

FIRST SCHEDULE.

Reserve for the Improvement and Benefit of the Town of Invercargill.

All that parcel of land containing by admeasurement one rood more or less situated in the town of Invercargill aforesaid being section number twenty-two of block number sixty-one on the Crown Grant record map of the said town bounded on the north by section number one of the same block one hundred links on the east by section number twenty-one of the same block two hundred and fifty links on the south by Spey street one hundred links and on the west by Deveron street two hundred and fifty links.

SECOND SCHEDULE.

Reserve for Recreation.

All that parcel of land containing by admeasurement forty-three acres two roods and ten poles more or less situate in the Town of Invercargill and being a Recreation Reserve for the inhabitants of the said town bounded on the north by a public road one thousand two hundred and twenty-one links or thereabout towards the east by the Invercargill and Winton Railway Reserve two thousand four hundred and ninety-four links on the south by the Railway Station Reserve two hundred and forty-five links on the east by the said Railway Station Reserve two hundred and forty-five links or thereabout and towards the south-west and west by the Waihopai Estuary and being block number seventy-seven on the Crown Grant record map of the said Town of Invercargill.

DUNEDIN, NEW ZEALAND:

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