



ANALYSIS

Title	12. Land adjacent to Orakei marae set apart for Maoris
Preamble	13. Certain land set apart as reserves to be administered by Auckland City Council
1. Short Title	14. Certain land vested in Housing Corporation
2. Interpretation	15. Certain land set aside as reserve to be administered by Youthline Trust (Incorporated)
3. Act to bind Crown	<i>Payment of Sum by Way of Equalisation</i>
<i>Ngati Whatua of Orakei Maori Trust Board</i>	16. Board to pay amount to Crown by way of equalisation
4. Ngati Whatua of Orakei Maori Trust Board constituted	<i>Miscellaneous Provisions</i>
5. Membership of Board	17. Land to be zoned and designated for specified purposes
6. Determination of beneficiaries of Board	18. No reserve contributions to be required on subdivision
7. Duties and powers of Board	19. Auckland City Council empowered to use certain funds for improvement of reserve
<i>Cancellation of Certain Reservations</i>	20. Registrars to give effect to provisions of this Act
8. Certain land to be held by Crown under Land Act 1948	Schedules
<i>Vesting of Certain Land for Various Purposes</i>	
9. Vesting of land in Board for housing purposes	
10. Vesting of land in Board for open space and recreation area	
11. Vesting of land in Board for church and burial ground	

1978, No. 47

An Act to implement the agreement reached between the Crown and representatives of the Taou, Ngaoho, and Te Uringutu hapu of Ngati Whatua for the vesting, use, and management of certain portions of the Orakei Block situated in the City of Auckland

[12 October 1978]

WHEREAS certain portions of the Orakei Block, situated at and around Hobson Bay and Okahu Bay in the City of Auckland, have been acquired from time to time by the Crown for particular purposes, mostly by negotiation and purchase and by the exercise of its statutory powers, from the former owners, being the Taou, Ngaoho, and Te Uringutu hapu of Ngati Whatua (sometimes referred to as the Orakei hapu of Ngati Whatua and in this preamble referred to as the Hapu): And whereas much of the said land is still held by the Crown: And whereas it is desirable to redefine the use to which various portions of the land may be put, having regard to the public interest, and to the interests of the Hapu and the special relationship of the Hapu with the land: And whereas the Minister of Lands appointed a Committee to study the area, to ascertain the views of all interested parties, and to make recommendations to him relating to the future use of the land: And whereas the Committee made a number of recommendations to the Minister of Lands, including a recommendation that certain portions of the land be set aside for the use and benefit of the Hapu as a permanent estate and turangawaewae for them forever, that certain other portions be used for housing, and that certain other portions be retained as open space: And whereas the Crown and representatives of the Hapu have agreed that provision should be made in broad accordance with the said recommendations of the Committee, subject to the payment to the Crown of an agreed sum:

BE IT THEREFORE ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:

1. Short Title—This Act may be cited as the Orakei Block (Vesting and Use) Act 1978.

2. Interpretation—In this Act, unless the context otherwise requires, “Board” means the Ngati Whatua of Orakei Maori Trust Board constituted by section 4 of this Act.

3. Act to bind Crown—This Act binds the Crown.

Ngati Whatua of Orakei Maori Trust Board

4. Ngati Whatua of Orakei Maori Trust Board constituted—(1) There is hereby constituted a body corporate to be known as the Ngati Whatua of Orakei Maori Trust Board,

which shall be a Maori Trust Board within the meaning and for the purposes of the Maori Trust Boards Act 1955, and, subject to the provisions of this Act, the provisions of that Act shall apply accordingly.

(2) The beneficiaries of the Board shall be the descendants of Tuperiri, ancestor of the Orakei hapu of Ngati Whatua, being the persons named in accordance with section 6 of this Act, and the descendants of such persons.

5. Membership of Board—(1) As soon as practicable after the commencement of this Act there shall be appointed by the Governor-General, on the recommendation of the Minister of Maori Affairs, such number of persons not exceeding 7 as he thinks fit to be the initial members of the Board.

(2) Each initial member of the Board shall hold office until his successor is elected pursuant to subsection (3) of this section.

(3) Within 3 months after the final list of beneficiaries has been issued by the Maori Land Court in accordance with section 6 (6) of this Act, the Board and the Secretary of the Board shall do everything necessary, in accordance with Part III of the Maori Trust Boards Act 1955, to hold an election of members of the Board.

6. Determination of beneficiaries of Board—(1) As soon as practicable after the appointment of the initial members of the Board, the Board shall compile a list of those descendants of Tuperiri who are living and have attained full age, and shall lodge the list with the Registrar of the Tokerau District of the Maori Land Court.

(2) Notwithstanding anything in subsection (1) of this section, the Board shall add to the list of descendants referred to in that subsection every descendant of Tuperiri who—

- (a) Is living; and
- (b) Is not of full age; and
- (c) Has no living parent or ancestor who is a descendant of Tuperiri.

(3) Any person who considers that the list is erroneous or deficient in any way may lodge an objection with the Court before the expiration of the period specified in the notice published under subsection (4) of this section.

(4) The Registrar shall, by public advertisement in such newspapers circulating in the Auckland provincial district as he thinks fit, give notice that the list has been lodged with him and is available for public inspection, and that any

person who considers that the list is erroneous or deficient in any way may lodge an objection with the Court within the period specified in the notice.

(5) The Maori Land Court shall have jurisdiction to hear and determine all objections lodged under subsection (4) of this section, and shall, after the lapse of the time specified for objection, proceed to deal with them as quickly as possible.

(6) There shall be no right of appeal against the Maori Land Court's decision in respect of any such objection; but nothing in this subsection shall exclude or affect the jurisdiction of the Chief Judge of that Court under section 452 of the Maori Affairs Act 1953.

(7) After determining all such objections, the Maori Land Court shall issue, as an order of the Court, a final list of the descendants of Tuperiri who are entitled, in the opinion of the Court, to have their names on the list in accordance with subsection (1) or subsection (2) of this section.

7. Duties and powers of Board—(1) The principal duty of the Board shall be to hold, conserve, and administer, as a perpetual estate and turangawaewae for its beneficiaries, the land vested in the Board for that purpose by sections 9 to 11 of this Act, all of which land in the hands of the Board shall be Maori freehold land within the meaning of the Maori Affairs Act 1953.

(2) Subject to the provisions of this Act, the Board shall have and may exercise all such powers and authorities as may be necessary to enable it to manage and develop the land and to provide services and amenities on the land, in the interests of the beneficiaries.

(3) Except as expressly provided by subsection (4) of this section and sections 9 (3) and 10 (2) of this Act, the Board shall not have power to sell or otherwise dispose of any land vested in it by this Act.

(4) The Board may lease any part of the land vested in it by this Act to any of its beneficiaries on such terms as it thinks fit, but no such lease shall be capable of being assigned to any person who is not a beneficiary of the Board, nor may any lessee or assignee of any lessee dispose of the whole or any part of his interest under any such lease in any other way to any person who is not a beneficiary, or a widow or widower of a beneficiary, of the Board.

(5) The Board may, with the approval of the Minister of Maori Affairs, grant a mortgage over any part of the land

vested in it by this Act, but no such mortgage shall be capable of conferring on the mortgagee, whether expressly or by implication of law, a right to sell any part of the mortgaged land in the event of default by the Board.

(6) Notwithstanding any of the foregoing provisions of this section, the Board may acquire or dispose of any land, whether by way of exchange or otherwise, to effect any boundary adjustments.

Cancellation of Certain Reservations

8. Certain land to be held by Crown under Land Act 1948—

(1) For the purposes of section 98 of the Public Finance Act 1977, the pieces of land described in the First and Second Schedules to this Act shall be deemed to have been declared Crown land subject to the Land Act 1948 immediately before the commencement of this Act.

(2) The appointment of the Auckland City Council as the administering body of the land described in the Third Schedule to this Act is hereby revoked.

(3) The reservation of the land described in the said Third Schedule for recreation purposes is hereby revoked.

(4) The reservation of the land described in the Fourth Schedule to this Act for recreation purposes is hereby revoked.

Vesting of Certain Land for Various Purposes

9. Vesting of land in Board for housing purposes—(1) The land described in the First and Fifth Schedules to this Act is hereby vested in the Board for housing purposes.

(2) Without limiting anything in section 7 (2) of this Act, in developing the said land for housing purposes the Board may undertake a subdivision of the land and lay out streets and access ways to service any such development.

(3) The Board may also agree to the taking and dedication as a street, in accordance with the Municipal Corporations Act 1954, of any of the said land to service any such development.

10. Vesting of land in Board for open space and recreation area—(1) The land described in the Sixth Schedule to this Act is hereby vested in the Board for the purpose of an open space and recreation area in perpetuity.

(2) Notwithstanding anything in subsection (1) of this section, the Board may at any time agree to the taking and dedication as a street, in accordance with the Municipal Corporations Act 1954, of the whole or any part of the land described in Part II of the Sixth Schedule to this Act.

(3) Without limiting anything in section 7 (2) of this Act, the Board may, with the consent of the Auckland City Council, appoint that Council as its agent to control and manage the whole or any part of the land described in the Sixth Schedule to this Act.

11. Vesting of land in Board for church and burial ground—

(1) The land described in the Seventh Schedule to this Act is hereby vested in the Board for the purpose of addition to and inclusion in the existing Orakei Maori reservation.

(2) The existing Orakei Maori reservation referred to in subsection (1) of this section comprises the land reserved as a church site for the common use of Maoris in and around Orakei, and for the purposes of a burial ground for the former owners of the Orakei No. 1 Reserve Block and their descendants, pursuant to section 439 of the Maori Affairs Act 1953 by Order in Council dated the 14th day of September 1955 and published in the *Gazette* of the 22nd day of September 1955 at page 1522.

(3) As soon as practicable after the commencement of this Act, the Board shall make application to the Maori Land Court for a recommendation by the Court that the land described in the Seventh Schedule to this Act and vested in the Board by subsection (1) of this section be included, pursuant to subsection (2) of section 439 of the Maori Affairs Act 1953, in the Maori reservation referred to in subsection (1) of this section.

12. Land adjacent to Orakei marae set apart for Maoris—

The land described in the Eighth Schedule to this Act is hereby set apart as a reserve for the use and benefit of Maoris, subject to the Reserves Act 1977.

13. Certain land set apart as reserves to be administered by Auckland City Council—

(1) The land described in the Second, Ninth, and Tenth Schedules to this Act is hereby set apart as public reserve subject to the Reserves Act 1977.

(2) The land described in the Ninth Schedule to this Act is hereby classified as a recreation reserve.

(3) The land described in the Second and Tenth Schedules to this Act is hereby classified as a local purpose (site for community facilities) reserve.

(4) All the provisions of the Reserves Act 1977 shall apply in respect of the land described in the Second, Ninth, and Tenth Schedules to this Act as if the respective classifications had been made under that Act.

(5) The Auckland City Council is hereby appointed as the administering body to control and manage the reserves set apart by subsection (1) of this section.

14. Certain land vested in Housing Corporation—The land described in the Eleventh Schedule to this Act is hereby vested in the Housing Corporation of New Zealand, established by section 3 of the Housing Corporation Act 1974, for housing purposes.

15. Certain land set aside as reserve to be administered by Youthline Trust (Incorporated)—(1) The land described in the Twelfth Schedule to this Act is hereby set apart as public reserve subject to the Reserves Act 1977.

(2) The land described in the Twelfth Schedule to this Act is hereby classified as a local purpose (community health) reserve, and all the provisions of the Reserves Act 1977 shall apply in respect of the land as if it had been so classified under that Act.

(3) The Youthline Trust (Incorporated) is hereby appointed as the administering body to control and manage the reserve set apart by subsection (1) of this section.

Payment of Sum by Way of Equalisation

16. Board to pay amount to Crown by way of equalisation—In consideration of the Crown agreeing to provision being made as appears in this Act, the Board shall pay to the Crown the sum of \$200,000.

Miscellaneous Provisions

17. Land to be zoned and designated for specified purposes—(1) The provisions of this section shall apply notwithstanding anything in the Town and Country Planning Act 1977 or in any regional planning scheme or district scheme within the meaning of this Act.

(2) In this section,—

“Council” means the Auckland City Council:

“Operative district scheme” means the district that is, at the date of the commencement of this Act, operative in respect of the City of Auckland:

“Proposed district scheme” means the district scheme that has been recommended for the City of Auckland and publicly notified by the Council but has not, at the date of the commencement of this Act, become operative.

(3) The land described in the first column of the Thirteenth Schedule to this Act shall be zoned for the purposes shown in the second column of that Schedule and designated for the purposes (if any) shown in the third column of that Schedule; and no such zoning or designation shall be subject to objection or appeal, whether under the Town and Country Planning Act 1977 or otherwise.

(4) The Council shall amend the operative district scheme and the proposed district scheme in such manner as may be necessary to give effect to the provisions of subsection (3) of this section, and shall publicly notify the fact that it has done so and that no submission or objection may be made in respect of any such amendment.

(5) In amending the schemes in accordance with subsection (4) of this section, the Council shall apply to the zones designated in the Schedule to this Act as Recreation B1, Residential D1, and Residential E1 the ordinances prescribed in the proposed district scheme relating to the zones designated in that scheme as Recreation B, Residential D, and Residential E respectively, and shall also apply such ordinances as may be prescribed from time to time by Order in Council pursuant to subsection (6) of this section.

(6) The Governor-General may from time to time, by Order in Council, prescribe, in respect of any of the zones designated in the Schedule to this Act as Recreation B1, Residential D1, and Residential E1, such ordinances as he thinks fit relating to:

(a) The design, appearance, and location of buildings and other works:

(b) Such other matters as may ensure the development of the affected land in harmony with, and for the enhancement of, the amenity of the area.

(7) The Council shall not have power to alter or review the operative district scheme or the proposed district scheme in respect of any matter provided for in this section until

the date (in this section referred to as the expiry date) 5 years after the date on which the proposed district scheme (with or without amendment) becomes operative.

(8) This section shall cease to have effect on the expiry date.

18. No reserve contributions to be required on subdivision—Notwithstanding anything in section 351A (c) (i) or section 351c of the Municipal Corporation Act 1954, neither the Crown nor the Housing Corporation of New Zealand nor the Board shall be liable to make provision for reserves, or to pay any sum in lieu thereof, in respect of any subdivision of land undertaken or to be undertaken for the purposes of this Act, or any subdivision of any land to which this Act applies undertaken or to be undertaken at any time by the Crown or the said Corporation or the Board.

19. Auckland City Council empowered to use certain funds for improvement of reserve—(1) Notwithstanding anything in the Municipal Corporations Act 1954, if, in accordance with section 10 (3) of this Act, the Board appoints the Auckland City Council to be its agent to control and manage the whole or any part of the land described in the Sixth Schedule to this Act, the Council may, at any time while the appointment subsists, expend for the purpose of improving and developing any of the land described in that Schedule—

(a) Any money borrowed by the Council for the purpose of improving and developing any of the land described in the Ninth and Tenth Schedules to this Act; and

(b) Any money for the time being credited to a special fund under section 351c (4) of the Municipal Corporations Act 1954.

(2) No expenditure of money by the Auckland City Council pursuant to subsection (1) of this section shall create a trust in favour of the Council.

20. Registrars to give effect to provisions of this Act—Notwithstanding anything in any other enactment, the District Land Registrar and the Registrar of the Maori Land Court shall, without fee, make all such entries in any register or other record kept by him, and do all such other things, as may be necessary to give full effect to the provisions of this Act, and shall, on request, issue to the Crown or the Housing

Corporation of New Zealand or the Board (as the case may require) a certificate of title or other instrument of title in respect of any land vested in the Crown or the said Corporation or the Board by this Act.

SCHEDULES

FIRST SCHEDULE Sections 8 (1), 9 (1)

First, all that parcel of land in the North Auckland Land District, containing 1.8223 hectares, more or less, being Lots 1 to 19 on Deposited Plan 40823, situated in Blocks VIII and IX, Rangitoto Survey District, being the whole of the land comprised and described in certificates of title, Volume 19D, folios 1320 to 1338, North Auckland Registry; and

Secondly, all that parcel of land in the North Auckland Land District, containing 5308 square metres, more or less, being Lots 30 to 34 on Deposited Plan 37786, situated in Blocks VIII and IX, Rangitoto Survey District, and being part of the land comprised and described in certificate of title, Volume 1075, folio 107, North Auckland Registry; and

Thirdly, all that parcel of land in the North Auckland Land District, containing 3285 square metres, more or less, being Lots 2 to 4 on Deposited Plan 39988, situated in Block VIII, Rangitoto Survey District, and being the whole of the land in certificate of title, Volume 31C, folios 302 to 304, North Auckland Registry.

SECOND SCHEDULE Sections 8 (1), 13

All that parcel of land in the North Auckland Land District, containing 277 square metres, more or less, being Section 816, Town of Orakei (formerly part Orakei 4A4 Block), being the whole of the land comprised and described in certificate of title, Volume 22B, folio 1184, North Auckland Registry (S.O. Plan 53256).

THIRD SCHEDULE Section 8 (2), (3)

First, all that parcel of land in the North Auckland Land District, containing 1721 square metres, more or less, being Section 792, Town of Orakei (formerly part Section 711, Town of Orakei), situated in Block IX, Rangitoto Survey District, being part of the land described in *Gazette*, 1954, p. 1340 and part of the land comprised and described in certificate of title, Volume 276, folio 295, North Auckland Registry (S.O. Plan 53252); and

Secondly, all that parcel of land in the North Auckland Land District, containing 9 square metres, more or less, being Section 793, Town of Orakei (formerly part Section 711, Town of Orakei), situated in Block IX, Rangitoto Survey District, being part of the land described in *Gazette*, 1954, p. 1340, and part of the land comprised and described in certificate of title, Volume 276, folio 295, North Auckland Registry (S.O. Plan 53252); and

Thirdly, all that parcel of land in the North Auckland Land District, containing 2012 square metres, more or less, being Section 802, Town of Orakei (formerly part Section 717, Town of Orakei), situated in Block VIII, Rangitoto Survey District, and being part of the land shown in Deeds Index Volume 15A, folio 411 and part of the land comprised and described in certificate of title, Volume 469, folio 233, North Auckland Registry (S.O. Plan 53255).

Section 8 (4)

FOURTH SCHEDULE

First, all that parcel of land in the North Auckland Land District, containing 901 square metres, more or less, being Section 801, Town of Orakei (formerly part Section 682, Town of Orakei), situated in Block IX, Rangitoto Survey District, and being part of the land comprised and described in certificate of title, Volume 961, folio 198, North Auckland Registry (S.O. Plan 53253); and

Secondly, all that parcel of land in the North Auckland Land District, containing 1904 square metres, more or less, being Section 803, Town of Orakei (formerly part Section 682, Town of Orakei), situated in Block IX, Rangitoto Survey District, and being part of the land comprised and described in certificate of title, Volume 961, folio 198, North Auckland Registry (S.O. Plan 53256); and

Thirdly, all that parcel of land in the North Auckland Land District, containing 958 square metres, more or less, being Section 805, Town of Orakei (formerly part Section 682, Town of Orakei), situated in Block IX, Rangitoto Survey District, and being part of the land comprised and described in certificate of title, Volume 961, folio 198, North Auckland Registry (S.O. Plan 53256); and

Fourthly, all that parcel of land in the North Auckland Land District, containing 3438 square metres, more or less, being Section 813, Town of Orakei (formerly part Section 682, Town of Orakei) situated in Block VIII, Rangitoto Survey District, and being part of the land comprised and described in certificate of title, Volume 961, folio 198, North Auckland Registry (S.O. Plan 53258); and

Fifthly, all that parcel of land in the North Auckland Land District, containing 234 square metres, more or less, being Section 815, Town of Orakei (formerly part Section 682, Town of Orakei), situated in Block VIII, Rangitoto Survey District, and being part of the land comprised and described in certificate of title, Volume 961, folio 198, North Auckland Registry (S.O. Plan 53258); and

Sixthly, all that parcel of land in the North Auckland Land District, containing 1243 square metres, more or less, being Section 812, Town of Orakei (formerly part Section 681, Town of Orakei), situated in Block VIII, Rangitoto Survey District, and being part of the land comprised and described in certificate of title, Volume 961, folio 198, North Auckland Registry (S.O. Plan 53257).

Section 9 (1)

FIFTH SCHEDULE

First, all that parcel of land in the North Auckland Land District, containing 1102 square metres, more or less, being Lot 3 on Land Transfer Plan 50515, situated in Block IX, Rangitoto Survey District, and being part of the land described in *Gazette*, 1962, p. 2013 and part of the land comprised and described in certificate of title, Volume 1162, folio 29, North Auckland Registry; and

Secondly, all that parcel of land in the North Auckland Land District, containing 2.8725 hectares, more or less, being Section 799, Town of Orakei, situated in Blocks VIII and IX, Rangitoto Survey District, and being the land described in *Gazettes*, 1917, p. 2051 and 1962, p. 2013 and parts of the land comprised and described in certificates of title, Volume 276, folio 295, Volume 1162, folio 29, and Volume 1803, folio 13, North Auckland Registry (S.O. Plan 53254); and

FIFTH SCHEDULE—*continued*

Thirdly, all that parcel of land in the North Auckland Land District, containing 4148 square metres, more or less, being Section 800, Town of Orakei, situated in Blocks VIII and IX, Rangitoto Survey District, and being part of the land described in *Gazette*, 1962, p. 2013 and part of the land comprised and described in certificate of title, Volume 1162, folio 29, North Auckland Registry (S.O. Plan 53254); and

Fourthly, all that parcel of land in the North Auckland Land District, containing 1.1429 hectares, more or less, being Section 810, Town of Orakei, situated in Block VIII, Rangitoto Survey District, and being part of the land described in *Gazette*, 1917, p. 2051 and being part of the land comprised and described in certificate of title, Volume 276, folio 295, North Auckland Registry (S.O. Plan 53257).

SIXTH SCHEDULE

Section 10

PART I

First, all that parcel of land in the North Auckland Land District, containing 2.0123 hectares, more or less, being Section 796, Town of Orakei, situated in Blocks VIII and IX, Rangitoto Survey District, and being part of the land described in *Gazettes*, 1917, p. 2051 and 1962, p. 2013 and parts of the land comprised and described in certificates of title, Volume 276, folio 295 and Volume 1162, folio 29, North Auckland Registry (S.O. Plan 53253); and

Secondly, all that parcel of land in the North Auckland Land District, containing 1720 square metres, more or less, being Section 797, Town of Orakei, situated in Block IX, Rangitoto Survey District, and being part of the land described in *Gazettes*, 1917, p. 2051 and 1962, p. 2013 and parts of the land comprised and described in certificates of title, Volume 276, folio 295, Volume 1162, folio 29, and Volume 1803, folio 13, North Auckland Registry (S.O. Plan 53253).

PART II

First, all that parcel of land in the North Auckland Land District, containing 1.9073 hectares, more or less, being Section 795, Town of Orakei, situated in Blocks VIII and IX, Rangitoto Survey District, and being part of the land described in *Gazettes*, 1917, p. 2051 and 1962, p. 2013 and parts of the land comprised and described in certificates of title, Volume 276, folio 295 and Volume 1162, folio 29, North Auckland Registry (S.O. Plan 53253); and

Secondly, all that parcel of land in the North Auckland Land District, containing 901 square metres, more or less, being Section 801, Town of Orakei (formerly part Section 682, Town of Orakei), situated in Block IX, Rangitoto Survey District, and being part of the land comprised and described in certificate of title, Volume 961, folio 198, North Auckland Registry (S.O. Plan 53253).

Section 11

SEVENTH SCHEDULE

All that parcel of land in the North Auckland Land District, containing 2012 square metres, more or less, being Section 802, Town of Orakei (formerly part Section 717, Town of Orakei), situated in Block VIII, Rangitoto Survey District, and being part of the land described in *Gazette*, 1954, p. 1340, part of the land shown in Deeds Index Volume 15A, folio 411, and part of the land comprised and described in certificate of title, Volume 469, folio 233, North Auckland Registry (S.O. Plan 53255).

Section 12

EIGHTH SCHEDULE

First, all that parcel of land in the North Auckland Land District, containing 1721 square metres, more or less, being Section 792, Town of Orakei (formerly part section 711, Town of Orakei), situated in Block IX, Rangitoto Survey District, and being part of the land described in *Gazette*, 1954, p. 1340 and part of the land comprised and described in certificate of title, Volume 276, folio 295, North Auckland Registry (S.O. Plan 53252); and

Secondly, all that parcel of land in the North Auckland Land District, containing 9 square metres, more or less, being Section 793, Town of Orakei (formerly part section 711, Town of Orakei), situated in Block IX, Rangitoto Survey District, and being part of the land described in *Gazette*, 1954, p. 1340 and part of the land comprised and described in certificate of title, Volume 276, folio 295, North Auckland Registry (S.O. Plan 53252); and

Thirdly, all that parcel of land in the North Auckland Land District, containing 94 square metres, more or less, being Section 794, Town of Orakei, situated in Block IX, Rangitoto Survey District, and being part of the land described in *Gazette*, 1917, p. 2051, part of the land described in section 11 of the Reserves and Other Lands Disposal Act 1941, and part of the land comprised and described in certificate of title, Volume 276, folio 295, North Auckland Registry (S.O. Plan 53252).

Section 13

NINTH SCHEDULE

First, all that parcel of land in the North Auckland Land District, containing 1904 square metres, more or less, being Section 803, Town of Orakei (formerly part section 682, Town of Orakei), situated in Block IX, Rangitoto Survey District, and being part of the land comprised and described in certificate of title, Volume 961, folio 198, North Auckland Registry (S.O. Plan 53256); and

Secondly, all that parcel of land in the North Auckland Land District, containing 10.2759 hectares, more or less, being Section 804, Town of Orakei, situated in Block IX, Rangitoto Survey District, and being part of the land described in *Gazette*, 1917, p. 2051, part of the land described in section 11 of the Reserves and Other Lands Disposal Act 1941, and part of the land comprised and described in certificate of title, Volume 276, folio 295, North Auckland Registry (S.O. Plan 53256); and

NINTH SCHEDULE—*continued*

Thirdly, all that parcel of land in the North Auckland Land District, containing 1.1367 hectares, more or less, being Section 811, Town of Orakei, situated in Block VIII, Rangitoto Survey District, being part of the land described in *Gazette*, 1917, p. 2051 and part of the land comprised and described in certificate of title, Volume 276, folio 295, North Auckland Registry (S.O. Plan 53257); and

Fourthly, all that parcel of land in the North Auckland Land District, containing 1243 square metres, more or less, being Section 812, Town of Orakei (formerly part Section 681, Town of Orakei), situated in Block VIII, Rangitoto Survey District, and being part of the land comprised and described in certificate of title, Volume 961, folio 198, North Auckland Registry (S.O. Plan 53257); and

Fifthly, all that parcel of land in the North Auckland Land District, containing 3438 square metres, more or less, being Section 813, Town of Orakei (formerly part Section 682, Town of Orakei), situated in Block VIII, Rangitoto Survey District, and being part of the land comprised and described in certificate of title, Volume 961, folio 198, North Auckland Registry (S.O. Plan 53258); and

Sixthly, all that parcel of land in the North Auckland Land District, containing 2211 square metres, more or less, being Section 814, Town of Orakei, situated in Blocks VIII and IX, Rangitoto Survey District, and being part of the land described in *Gazette*, 1917, p. 2051 and part of the land comprised and described in certificate of title, Volume 276, folio 295, North Auckland Registry (S.O. Plan 53258); and

Seventhly, all that parcel of land in the North Auckland Land District, containing 234 square metres, more or less, being Section 815, Town of Orakei (formerly part Section 682, Town of Orakei), situated in Block VIII, Rangitoto Survey District, being part of the land comprised and described in certificate of title, Volume 961, folio 198, North Auckland Registry (S.O. Plan 53258).

TENTH SCHEDULE

Section 13

First, all that parcel of land in the North Auckland Land District, containing 958 square metres, more or less, being Section 805, Town of Orakei (formerly part Section 682, Town of Orakei), situated in Block IX, Rangitoto Survey District, and being part of the land comprised and described in certificate of title, Volume 961, folio 198, North Auckland Registry (S.O. Plan 53256); and

Secondly, all that parcel of land in the North Auckland Land District, containing 6563 square metres, more or less, being Section 806, Town of Orakei, situated in Block IX, Rangitoto Survey District, and being part of the land described in *Gazettes*, 1917, p. 2051, and 1962, p. 2013 and parts of the land comprised and described in certificates of title, Volume 276, folio 295 and Volume 1957, folio 91, North Auckland Registry (S.O. Plan 53256).

Section 14

ELEVENTH SCHEDULE

All that parcel of land in the North Auckland Land District, containing 1.7986 hectares, more or less, being Section 808, Town of Orakei, situated in Block IX, Rangitoto Survey District, and being part of the land described in *Gazettes*, 1917, p. 2051, 1938, p. 149, and 1962, p. 2013 and parts of the land comprised and described in certificates of title, Volume 276, folio 295, Provisional Register 189, folio 82, and Volume 1632, folio 44, North Auckland Registry (S.O. Plan 53256).

Section 15

TWELFTH SCHEDULE

All that parcel of land in the North Auckland Land District, containing 4304 square metres, more or less, being Section 798, Town of Orakei, situated in Block IX, Rangitoto Survey District, and being part of the land described in *Gazette*, 1962, p. 2013 and part of the land comprised and described in certificate of title, Volume 1803, folio 13, North Auckland Registry (S.O. Plan 53254).

Section 17 (1)

THIRTEENTH SCHEDULE

Section No., Town of Orakei	Zoning	Designation
792, 793, 794	Recreation B1	Marae
795	Recreation B1	Proposed street and parking area
796, 797	Recreation B1	
798	Residential E1	
799	Residential D1	
800	Residential D1	
801	Recreation B1	Proposed street and parking area
802	Recreation B1	Cemetery purposes
803, 804, 805, 806	Recreation B1	
808, 810	Residential D1	
811, 812, 813, 814, 815, 816	Recreation B1	

This Act is administered in the Department of Lands and Survey.