

New Zealand



ANALYSIS

Title.

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| 18. Vesting certain lands in Grey-mouth Harbour Board for harbour and dock purposes. | 20. Vesting portion of the Tapanui commonage in the Otago Hospital Board. |
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1944, No. 22

AN ACT to provide for the Sale, Reservation, and other Title.
Disposition of certain Reserves, Crown Lands, Endowments, and other Lands, to validate certain Transactions, and to make Provision in respect of certain other Matters. [5th December, 1944]

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

1. This Act may be cited as the Reserves and other Short Title.
Lands Disposal Act, 1944.

2. Whereas the land hereinafter described is part of the old railway workshops site at Newmarket and is vested in His Majesty the King subject to certain leasehold and other interests: And whereas the purchase by the Crown of the King's Wharf electric-power station has made it necessary for the Auckland Electric-power Board (hereinafter referred to as the Board) to acquire a new site for a distribution centre, and the said land is the best site available for that purpose: And whereas the said land is no longer required for railway purposes: And whereas it is desirable to transfer the said land to the Board for the purpose of establishing a distribution centre: And whereas there is no authority enabling the said land to be transferred subject to existing leases and other interests affecting the same, and it is desirable to make suitable provision in that behalf: Be it therefore enacted as follows:—

Authorizing
the sale of
railway land to
the Auckland
Electric-power
Board.

(1) In consideration of the payment by the Board of the sum of sixteen thousand six hundred and fifty-one pounds to the Minister of Railways the Minister is,

notwithstanding anything to the contrary in any Act, hereby empowered to transfer the said land to the Board. The Board is hereby likewise empowered to accept the said land and in consideration therefor to pay the aforesaid sum to the Minister.

(2) The said land shall continue to be subject to all existing leases and other interests, whether registered or unregistered, affecting the same at the date of transfer. References to His Majesty the King, to the Minister of Railways, to any nominated officer of the Railways Department, or to servants or workmen employed by the Railways Department in any document granting any such lease or other interest shall hereafter, so far as the circumstances may require, be read as references to the Board or to its officers, servants, or workmen.

(3) Nothing in this section shall limit or prejudicially affect the rights of the lessee or grantee, as the case may be, under any such lease or other interest.

(4) The District Land Registrar for the Land Registration District of Auckland is hereby empowered and directed, upon receipt of a certificate from the Minister of Railways certifying that the purchase-money for the said land has been paid, to issue a certificate of title for the said land in the name of the Auckland Electric-power Board, subject, however, to all existing leasehold interests registered against the said land, and generally to make such entries in the Register-books as may be necessary to give effect to the provisions of this section.

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

Firstly, all that area in the North Auckland Land District, containing by admeasurement two acres three roods eighteen perches and sixty-one hundredths of a perch, more or less, being Lots 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, and 64 on Deposited Plan 27467, being part of Allotment 1, Section 11, Suburbs of Auckland, and being all the land comprised in certificate of title, Volume 711, folio 328, all the land comprised in

certificate of title, Volume 708, folio 351, and part of the land comprised in certificate of title, Volume 792, folio 188, Auckland Registry: as the same is more particularly delineated on the plan marked L.O. 7557, deposited in the office of the Minister of Railways, at Wellington, and thereon coloured sepia, yellow, and blue respectively (Auckland plan S.O. 33083).

Secondly, all that area in the North Auckland Land District containing by admeasurement two roods twenty-two perches and eight-tenths of a perch, more or less, being portion of Allotments 1 and 2 of Section 11, Suburbs of Auckland, on Deposited Plan 26330, and being part of the land comprised in certificate of title, Volume 792, folio 188, Auckland Registry: as the same is more particularly delineated on the plan marked L.O. 7556, deposited in the office of the Minister of Railways, at Wellington, and thereon coloured yellow (Auckland plan S.O. 33291).

3. Whereas the lands hereinafter described are unformed roads on the foreshore of the Whangaruru Harbour: And whereas the control of the said harbour is vested in the Whangarei Harbour Board, and it is desirable that the said roads should be closed and the land comprised therein vested in the said Board subject to certain conditions: Be it therefore enacted as follows:—

Closing
foreshore
roads,
Whangaruru
Harbour, and
vesting the
same in the
Whangarei
Harbour
Board.

(1) The portions of unformed foreshore road hereinafter described are hereby closed, and the land comprised therein is hereby vested in the Whangarei Harbour Board as endowment land.

(2) The closing and vesting in the said Board of the portions of unformed foreshore road as aforesaid shall not affect any Native fishing rights, and the Board shall keep open and maintain on the land so vested in it a roadway of a width of eighteen feet to the Whangaruru Wharf.

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

All those areas in the North Auckland Land District, containing by admeasurement a total of sixteen acres and thirty perches, more or less, being unformed roads

1928 (Local),
No. 14

Closing a
road and
declaring
certain land
in Block IV,
Waikohu
Survey
District,
Gisborne Land
District, to be
Crown land.

adjoining part of Section 1, Block XII, Russell Survey District, Section 1, and parts of Section 2, Block II, Whangaruru Survey District, part of Koihanga Block, and land vested in the Whangarei Harbour Board by section four of the Whangarei Harbour Board Vesting Act, 1928: as the same are more particularly delineated on the plan numbered 30999, deposited in the office of the Chief Surveyor at Auckland, and thereon coloured red.

4. Whereas in the year nineteen hundred and five certain lands were claimed by the Crown as accretion following a gradual change in the course of the Waipaoa River: And whereas parts of such accretion were described as Sections 36A, 41A, and 42A of Block IV, Waikohu Survey District, as delineated on a plan deposited in the Lands and Survey Office at Gisborne under number 1602, and were disposed of to the owners of adjoining land: And whereas between the years nineteen hundred and five and nineteen hundred and eight further accretions took place and were claimed by the Crown: And whereas such further accretions were described as road reserve and Sections 41B and 42B of Block IV, Waikohu Survey District, as delineated on the aforesaid plan number 1602: And whereas doubts have arisen as to whether part of such further accretions containing an area of approximately two acres three roods was not in fact rightfully portion of certain freehold land being part of the Rangatira No. 1 Block: And whereas it has since been ascertained that part of the lands now described as Sections 41A and 41B, Block IV, Waikohu Survey District, comprises a legal road: And whereas it is desirable that such road should be closed: And whereas it is desired that the aforesaid Sections 41B and 42B should be disposed of by the Crown to the owners of the adjoining land: And whereas the registered proprietor of the part of Rangatira No. 1 Block hereinbefore referred to has no objection to such proposed disposal: And whereas it is desirable that the said Sections 41B and 42B should be declared Crown land in order to resolve any doubts that may exist as to

the authority of the Crown to dispose of them: Be it therefore enacted as follows:—

(1) That portion of the legal road hereinbefore referred to lying within the boundaries of Sections 41A and 41B, Block IV, Waikohu Survey District, is hereby declared to be closed.

(2) Sections 41B and 42B, Block IV, Waikohu Survey District, containing areas of five acres two roods seven perches and three acres one rood twelve perches respectively, are hereby declared to be Crown land available for disposal under the provisions of the Land Act, 1924.

(3) The District Land Registrar for the Land Registration District of Gisborne is hereby empowered and directed to make such entries in the Register-books and generally to take such action in connection with any outstanding certificate of title for any land affected by this section as may seem to him to be necessary to give effect to its provisions.

5. Whereas the land hereinafter described is reserved as an endowment for primary education: And whereas it is desirable that such reservation should be cancelled and that the said land should be brought under the provisions of Part II of the Public Reserves, Domains, and National Parks Act, 1928, as an addition to the Carnival Park Domain: Be it therefore enacted as follows:—

(1) The reservation as an endowment for primary education over the land hereinafter described is hereby cancelled, and the said land is hereby declared to be reserved for recreation purposes, to be subject to the provisions of Part II of the Public Reserves, Domains, and National Parks Act, 1928, and to form portion of the Carnival Park Domain.

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

All that area in the Wellington Land District, containing by admeasurement one acre two roods and five perches, more or less, being part of Subdivision 2 of Section 2, Block VII, Mangahao Survey District, being

See Reprint
of Statutes,
Vol. IV, p. 622

cancelling the
 reservation as
 an endowment
 for primary
 education
 over certain
 land in
 Wellington
 Land District
 and adding
 the said land
 to the
 Carnival Park
 Domain.

See Reprint
of Statutes,
Vol. VI, p. 1148

all the land in plan numbered 12904 deposited in the office of the District Land Registrar at Wellington, and being part of the land comprised in certificate of title, Volume 488, folio 276, Wellington Registry.

Canelling the reservation as an endowment for primary education over certain land in the Town of Featherston and declaring the land to be subject to Part I of the Housing Act, 1919.

See Reprint of Statutes, Vol. III, p. 798

6. Whereas the land hereinafter described is reserved as an endowment for primary education: And whereas it is desirable that such reservation should be cancelled and that the said land should be set apart for housing purposes subject to the provisions of Part I of the Housing Act, 1919: Be it therefore enacted as follows:—

(1) The reservation as an endowment for primary education over the land hereinafter described is hereby cancelled, and the said land is hereby set apart for housing purposes, subject to the provisions of Part I of the Housing Act, 1919.

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

All that area in the Wellington Land District situated in the Borough of Featherston, containing by admeasurement one acre, more or less, being Section 104, Town of Featherston, and being part of the land comprised in certificate of title, Volume 29A, folio 17, Wellington Registry: as the same is more particularly delineated on the plan marked L. and S. 30/228/77, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red.

7. Whereas in the year nineteen hundred and twenty the residents of Tapawera and the surrounding district acquired the land hereinafter described as a memorial park and public recreation ground: And whereas the said land was vested in five trustees, of whom three are deceased and the other two have left the district: And whereas in order to provide for the future control and management of the park it is the desire of the people concerned that the land comprised therein should be made a public domain: And whereas power is lacking for the surviving trustees to transfer the land to the Crown: And whereas under the circumstances it is desirable to make suitable provision in that behalf: Be it therefore enacted as follows:—

(1) The land described in subsection three hereof is hereby vested in His Majesty the King as a public

Vesting certain land at Tapawera, Nelson Land District, in His Majesty as a public domain.

domain under and subject to the provisions of Part II of the Public Reserves, Domains, and National Parks Act, 1928, and shall hereafter be known as the Tapawera Memorial Park Domain.

See Reprint
of Statutes,
Vol. VI, p. 1148

(2) The District Land Registrar for the Land Registration District of Nelson is hereby directed to make such entries in the Register-book and on the outstanding certificate of title for the said land as may be necessary to give effect to the provisions of this section.

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

All that area in the Nelson Land District containing by admeasurement four acres three roods and twenty-eight and four-tenths perches, more or less, being Lot 19 on Plan 2610, Part Section 72, Upper Motueka District, Block IX, Wai-iti Survey District, and being all the land comprised in certificate of title, Volume 69, folio 187, Nelson Registry: as the same is delineated on the plan marked L. and S. 1/1124, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

8. Whereas the land hereinafter described is reserved as an endowment for primary education: And whereas the said land is unsuitable for farming, and it is desirable that it should be set apart as a reserve for plantation purposes and vested in the Corporation of the County of Ashburton: Be it therefore enacted as follows:—

Cancelling the reservation as an endowment for primary education over certain land in the Canterbury Land District, setting it apart as a reserve for plantation purposes, and vesting it in the Corporation of the County of Ashburton.

(1) The reservation as an endowment for primary education over the land hereinafter described is hereby cancelled and the said land is hereby set apart as a reserve for plantation purposes and vested in the Corporation of the County of Ashburton in trust for such purposes.

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

All that area in the Canterbury Land District containing by admeasurement ten acres, more or less, being Reserve 1900, situated in Block VIII, Alford Survey District, and being the whole of the land contained in certificate of title, Volume 106, folio 238,

Canterbury Registry: as the same is more particularly delineated on the plan marked L. and S. 20/133, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

Authorizing
the Geraldine
Borough
Council to
sell certain
land.

9. Whereas by a Warrant issued pursuant to section thirty-eight of the Land Act, 1877, Amendment Act, 1884, dated the tenth day of July, one thousand eight hundred and eighty-five, and published in the *Gazette* of the sixteenth day of that month, the land hereinafter described was reserved for an endowment in aid of the Town Board funds for the benefit of the Town of Geraldine: And whereas the said land is now vested in the Corporation of the Borough of Geraldine: And whereas it is expedient that the Geraldine Borough Council should be empowered to sell the said land and to apply the proceeds in the purchase of other land for municipal purposes: Be it therefore enacted as follows:—

(1) Notwithstanding anything to the contrary in any Act the Geraldine Borough Council is hereby empowered to sell the said land freed and discharged from the trusts, reservations, and restrictions affecting the same.

(2) The net proceeds from the sale shall be applied in the purchase of other land for municipal purposes.

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

All that area in the Canterbury Land District, containing by admeasurement one rood, more or less, being Town Section 253, Town of Geraldine, situated in the Borough of Geraldine, and being part of the land comprised in certificate of title, Volume 121, folio 9, Canterbury Registry: as the same is more particularly delineated on the plan marked L. and S. 22/4103, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red.

Authorizing
the Timaru
Borough
Council to
sell certain
land.

10. Whereas the land hereinafter described was vested in the Corporation of the Borough of Timaru in trust for municipal purposes by section four of the Ordinance of the Superintendent and Provincial Council of the Province of Canterbury intituled the

Municipal Corporations Reserves Ordinance, 1868: And whereas it is expedient that the Timaru Borough Council should be empowered to sell the said land and to apply the proceeds in the purchase of other land for municipal purposes: Be it therefore enacted as follows:—

Sess. XXX,
No. 6.

(1) Notwithstanding anything to the contrary in any Act, the Timaru Borough Council is hereby empowered to sell the said land freed and discharged from the trusts, reservations, and restrictions affecting the same.

(2) The net proceeds from the sale shall be applied in the purchase of other land for municipal purposes.

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

All that area in the Canterbury Land District, containing by admeasurement one rood three perches and one-tenth of a perch, more or less, being Lots 1 and 2 on Deposited Plan 11165, part Reserve 851, formerly Town Section 440, situated in the Borough of Timaru, and being part of the land comprised in certificate of title, Volume 336, folio 226, Canterbury Registry: as the same is more particularly delineated on the plan marked L. and S. 53727c, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red.

11. Whereas the land hereinafter described is a reserve subject to Part II of the Public Reserves, Domains, and National Parks Act, 1928, and is known as the Piha Domain: And whereas the said land lies within the boundaries of the scenic park referred to in the Auckland Centennial Memorial Park Act, 1941, and it is desirable that it should be vested in the Auckland Centennial Memorial Park Board established under the provisions of section three of that Act: Be it therefore enacted as follows:—

Cancelling the reservation over the Piha Domain and vesting the land in the Auckland Centennial Memorial Park Board.

See Reprint of Statutes, Vol. VI, p. 1148 1941 (Local), No. 7

(1) Notwithstanding anything to the contrary in the Public Reserves, Domains, and National Parks Act, 1928, the reservation for the purpose of a public

domain over the Piha Domain as hereinafter described is hereby cancelled, and the said land is hereby vested in the Auckland Centennial Memorial Park Board and shall be held and administered by that Board for the purposes of a scenic park under and subject to the provisions of the Auckland Centennial Memorial Park Act, 1941.

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

All that area in the Waitemata County, North Auckland Land District, containing by admeasurement one hundred and forty-one acres three roods and thirteen perches, more or less, being part of Allotment 39, Parish of Karangahape: as the same is more particularly delineated on the plan marked L. and S. 1/624, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (North Auckland plan S.O. 33295).

Vesting the control of certain land in the Christchurch Domain Board.

See Reprint of Statutes, Vol. VI, p. 1136
Ibid., p. 1148

1904, No. 58

12. Whereas the land hereinafter described has been transferred to His Majesty the King for the purposes of a recreation reserve subject to Part I of the Public Reserves, Domains, and National Parks Act, 1928: And whereas it is desirable that the said land should be brought under the provisions of Part II of the Public Reserves, Domains, and National Parks Act, 1928, and that the control of the said land should be vested in the Christchurch Domain Board constituted for the purposes of the Christchurch Domains Act, 1904: Be it therefore enacted as follows:—

(1) The land hereinafter described is hereby declared to be subject to the provisions of Part II of the Public Reserves, Domains, and National Parks Act, 1928, and it shall hereafter form part of the lands of which the control is vested in the Christchurch Domain Board under section two of the Christchurch Domains Act, 1904.

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

All that area in the Canterbury Land District containing by admeasurement seven acres one rood six perches, more or less, being Reserve 4477, situated in

Blocks III and IV, Halswell Survey District; also all that area in the Canterbury Land District containing by admeasurement eleven acres three roods thirty-two perches, more or less, being Reserve 4478, situated in Block III, Halswell Survey District: as the same are more particularly delineated on the plan marked L. and S. 1/562b, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

13. Whereas by the Railways Authorization Act, 1884, the Governor was empowered to enter into a contract in the name and on behalf of Her Majesty for the construction of a branch line of railway from the main line of the Whangarei-Kamo Railway to the Whau Whau Colliery, and by the said Act the Whangarei Coal-mining Company, Limited (hereinafter called the company), was liable to pay to Her Majesty the difference between the estimated and the actual cost of such construction: And whereas the company duly acquired the necessary land from the adjoining owners for the construction of the said branch line, but did not actually take title to the several parcels of land so acquired: And whereas the parcels of land so acquired contain together an area of seven acres one rood seventeen perches and eight-tenths of a perch, more or less, and are described as part of Allotments 2 and 12, Whangarei Parish, and Part Ketenikau Block, Block VIII, Purua Survey District, North Auckland Land District, being Lots numbered 1 to 11 inclusive on plan L.T. 31314, lodged in the office of the District Land Registrar at Auckland, a copy of which plan is deposited in the office of the Minister of Works at Wellington under Number P.W.D. 118561: And whereas on completion of the construction of the branch line there was due and owing to the Crown by the company the sum of eleven hundred and seventy-seven pounds two shillings and elevenpence: And whereas by deed of mortgage registered Number 106311 the company mortgaged to Donald John McLeod, of Melbourne, Insurance Manager, and

Vesting in His Majesty the land occupied by the abandoned Whau Whau Branch Railway, North Auckland Land District.

Thomas Taylor Masefield, Ironfounder, Alexander McGregor, Master Mariner, William Scott Wilson, Journalist, and Frank Jagger, Timber Merchant, all of Auckland, all its right, title, estate, and interest in the said branch line to secure the principal sums and interest more particularly set out in the said mortgage, subject, however, to the payment to the Crown of the said sum of eleven hundred and seventy-seven pounds two shillings and elevenpence: And whereas on the company having made default in payment of the principal moneys and interest secured by the said deed of mortgage, the mortgagees in exercise of their powers under the mortgage caused the said branch line to be submitted for sale through the Registrar of the Supreme Court at Auckland: And whereas at such sale the mortgagees were declared the purchasers, and the Registrar by deed of conveyance registered Number 110574 conveyed and assured unto the mortgagees all the estate, right, title, and interest of the company in the said branch line, subject, however, to the payment to the Crown of the said sum of eleven hundred and seventy-seven pounds two shillings and elevenpence: And whereas by deed of mortgage dated the first day of November, eighteen hundred and eighty-nine, registered Number 113208, the said Donald John McLeod, Thomas Taylor Masefield, Alexander McGregor, William Scott Wilson, and Frank Jagger, mortgaged to Her Majesty the Queen all their estate, right, title, and interest in the said branch line to secure the payment to Her Majesty of the said sum of eleven hundred and seventy-seven pounds two shillings and elevenpence and interest thereon as in the said deed of mortgage appearing: And whereas the mortgagors having made default in payment of the principal moneys and interest secured by the said deed of mortgage registered Number 113208, Her Majesty, in exercise of the power of sale under the mortgage, caused the said branch line to be submitted for sale through the Registrar of the Supreme Court at Auckland: And whereas at such sale Her Majesty

was declared the purchaser, and the Registrar, by deed of conveyance dated the sixteenth day of July, eighteen hundred and ninety-five, registered Number 131535, conveyed and assured unto Her Majesty all the estate, right, title, and interest of the mortgagors in the said branch line: And whereas the said branch line has long since ceased to be used for the purpose for which it was constructed and is now dismantled: And whereas, although the legal estate in the said several parcels of land purchased by the company as aforesaid is still in the names of the successors to the respective owners from whom the same were purchased, His Majesty has a good and equitable title to the same: And whereas it is desirable to validate the said deed of conveyance registered Number 131535, and to extinguish the title of the successors to the original owners from whom the several parcels of land on which the said branch line was constructed were purchased: Be it therefore enacted as follows:—

(1) The said deed of conveyance registered Number 131535 is hereby declared to be and to have been valid and effectual for all purposes as if it had contained a full and complete description of the said Lots 1 to 11 on L.T. Plan 31314, on which the said branch line was built, and the said Lots 1 to 11 are hereby declared to have been vested in Her Majesty on the sixteenth day of July, eighteen hundred and ninety-five, freed and discharged from all right, title, estate, and interest vested in the respective former owners.

(2) The said Lots 1 to 11 on L.T. Plan 31314 are hereby declared to be Crown land available for sale or other disposition under the Land Act, 1924, and the District Land Registrar and Registrar of Deeds for the Land Registration District of Auckland is hereby empowered and directed to make such entries in the Register-books and generally to take such action in connection with any outstanding title or titles for any land affected by this section as may seem to him to be necessary to give effect to its provisions.

See Reprint
of Statutes,
Vol. IV, p. 622

Recreation-reserve land in Rotorua Borough declared subject to the Public Reserves, Domains, and National Parks Act, 1928.
See Reprint of Statutes, Vol. VIII, p. 605
Ibid., Vol. VI, p. 1134

14. Whereas the land hereinafter described is reserved for recreation purposes: And whereas the control of the said land is vested in the Minister in Charge of Tourist and Health Resorts under and subject to the provisions of the Tourist and Health Resorts Control Act, 1908: And whereas it is desired that the said land should be administered under the provisions of the Public Reserves, Domains, and National Parks Act, 1928: Be it therefore enacted as follows:—

(1) The vesting of the control of the land hereinafter described in the Minister in Charge of Tourist and Health Resorts and the subjection of the said land to the provisions of the Tourist and Health Resorts Control Act, 1908, are hereby cancelled, and the said land shall hereafter be dealt with and administered as a recreation reserve under and subject to the provisions of the Public Reserves, Domains, and National Parks Act, 1928.

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

All that area in the Auckland Land District, Borough of Rotorua, containing by admeasurement one hundred and fifty-three acres and seventeen perches, more or less, being part of Lot 2 on a plan deposited in the office of the District Land Registrar at Auckland under Number 23567, and being part of Section 32 Suburbs of Rotorua, and part of Section 10, Block I, Tarawera Survey District, and bounded as follows: commencing at a point on a public road at the northernmost corner of a quarry taken by Proclamation published in the *Gazette* of the twenty-fourth day of February, nineteen hundred and sixteen, at page 559, registered under Number 3776 (Auckland Registry), towards the south and south-west generally by the aforesaid quarry, Part Tihi-o-Tonga B Block, the abutment of a public road, and again by Part Tihi-o-Tonga B Block and Tihi-o-Tonga C No. 1 Block, by lines bearing 244° 19' distance 309·2 links, bearing 150° 46' distance 159·6 links, bearing 304° 50' distance 4518·7 links, and bearing 279° 37' distance 398·3 links; towards the west, north, and west generally by Sections 65, 64, and 63 of the suburbs of Rotorua, by lines

bearing 9° 35' distance 2003·2 links, bearing 99° 34' distance 1634·6 links, bearing 9° 36' distance 1165·5 links, bearing 29° 21' distance 1165·8 links; towards the east generally by a public road, bearing 124° 16' distance 607·0 links, bearing 171° 58' distance 273·5 links, bearing 111° 05' distance 260·5 links, bearing 217° 19' distance 94·1 links, bearing 127° 06' distance 658·2 links, bearing 171° 50' 30" distance 1090·2 links, bearing 173° 50' distance 416·3 links; towards the east, north, and west generally by another part of Lot 2 on deposited plan Number 23567 aforementioned by lines bearing 254° 27' distance 151·4 links, bearing 202° 07' 30" distance 2239·4 links, bearing 175° 26' distance 564·9 links, bearing 182° 34' distance 255·9 links, bearing 156° 00' distance 222·2 links, bearing 89° 21' distance 334·4 links, bearing 23° 38' 30" distance 444·8 links, bearing 100° 26' distance 414·4 links, bearing 353° 38' distance 209·1 links, bearing 280° 40' distance 458·2 links, bearing 190° 02' distance 202·0 links, bearing 203° 38' 30" distance 356·7 links, bearing 269° 21' distance 204·2 links, bearing 336° 00' distance 132·8 links, bearing 2° 34' distance 238·5 links, bearing 355° 26' distance 547·3 links, bearing 22° 07' 30" distance 2166·4 links, bearing 74° 27' distance 85·7 links; thence towards the east generally by the last-mentioned public road by lines bearing 173° 50' distance 607·2 links, bearing 183° 48' distance 793·6 links, bearing 137° 16' distance 257·2 links, bearing 177° 38' distance 903·0 links, bearing 185° 54' distance 967·7 links, bearing 166° 54' distance 19·5 links, to the point of commencement: be all the aforesaid measurements a little more or less; as the same is more particularly delineated on the plan marked L. and S. 22/4308, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

15. Whereas between Lake Rotoma and the Matahi Lagoon in Block XI, Rotoma Survey District, Auckland Land District, there is an unformed road of considerable width: And whereas the whole of such road is not and is never likely to be required for road purposes: And whereas it is desired that portion of the said road should be closed in order that it may be

Authorizing closing of portion of unformed road at Lake Rotoma and its leasing to the Boy Scouts Association.

leased to the Boy Scouts Association on special conditions as a site for a Scout Camp: And whereas it is expedient to make suitable provision in that behalf: Be it therefore enacted as follows:—

(1) The Governor-General may by Proclamation declare such portion as he thinks fit of the unformed road between Lake Rotoma and the Matahi Lagoon to be closed.

(2) The Minister of Lands may grant a lease over the land comprised in such closed road to the Boy Scouts Association (New Zealand Branch), Incorporated. The term of such lease shall not exceed twenty-one years, and the terms and conditions thereof shall be such as the said Minister thinks fit to impose.

Authorizing
the Waihi
Borough
Council to
acquire certain
land at
Waihi Beach,
and making
special
provision with
respect to such
land.

1922, No. 50

1938, No. 19

16. Whereas by a Proclamation published in the *Gazette* of the eighteenth day of March, nineteen hundred and twenty, the land described in the Schedule thereto was taken for the purposes of a public recreation and pleasure ground and vested in the Corporation of the Borough of Waihi: And whereas the said land is commonly known and described as the Waihi Beach Reserve: And whereas under the provisions of section seventeen of the Reserves and other Lands Disposal and Public Bodies Empowering Act, 1922, and section eighteen of the Reserves and other Lands Disposal Act, 1938, certain portions of the said land have been set aside for leasing as building-sites, and certain other portions have been set apart for the purposes of public recreation and pleasure grounds: And whereas it is desired to acquire an adjoining area of approximately thirty-four acres as an addition to the said Waihi Beach Reserve: And whereas the purchase-price of the said thirty-four acres is expected to amount to the sum of three thousand two hundred pounds or thereabouts, and it is expedient that the Waihi Borough Council should be authorized to raise a loan without a poll to meet the cost of acquisition, and the costs of roading, surveying, and generally developing the land: And whereas it is also expedient that provision be

made as hereinafter appearing for the leasing of portion or portions of the said land as building-sites, for the setting-apart of other portions thereof as public recreation and pleasure grounds, and generally for the administration and use of the said land: Be it therefore enacted as follows:—

(1) The Waihi Borough Council is hereby authorized to take, purchase, or otherwise acquire the land hereinafter described, and such authority shall extend and apply so as to authorize, if necessary, the acquisition of a slightly greater area than thirty-four acres.

(2) For the purpose of acquiring such land, and to meet the costs of surveying, roading, and generally developing the same, the said Council is hereby further authorized to raise a special loan under the Local Bodies' Loans Act, 1926, by special order, and without taking the steps prescribed by sections nine to thirteen of that Act.

See Reprint
of Statutes,
Vol. V, p. 360

(3) On the acquisition of the said land the Council may, subject to the approval of the Minister of Lands, and notwithstanding anything to the contrary in the Municipal Corporations Act, 1933, set aside such portions of the said land as it thinks fit and let the same as building-sites by way of leases to be offered and issued in accordance with the provisions of subsection two of section eighteen of the Reserves and other Lands Disposal Act, 1938.

1933, No. 30

(4) The Governor-General may by Order in Council declare any portion or portions of the said land to be set apart for the purposes of public recreation and pleasure grounds to be held, administered, and controlled by the Waihi Borough Council for such purposes in accordance with the provisions of the Municipal Corporations Act, 1933.

(5) The land to which the foregoing provisions of this section relate may be described as follows:—

All that area in Block III, Waihi North Survey District, Auckland Land District, containing thirty-four acres, more or less, situated west of and contiguous to the Waihi Beach Reserve, and being part of the land comprised in certificate of title, Volume 613, folio 181, Auckland Registry.

Cancelling the reservation over Section 3, Town of Bulwer, Nelson Land District, and authorizing the sale of the land.

17. Whereas the land hereinafter described was permanently reserved as a public landing-place by warrant dated the twenty-ninth day of August, eighteen hundred and ninety-nine, and published in the *Gazette* of the thirty-first day of that month: And whereas the reserve has never been used for the purpose for which it was set apart, and it is expedient that the reservation should be cancelled and the land made available for sale: Be it therefore enacted as follows:—

See Reprint of Statutes, Vol. IV, p. 684

(1) The reservation as a public landing-place over the land hereinafter described is hereby cancelled, and, notwithstanding anything contained in section one hundred and twenty-nine of the Land Act, 1924, it is hereby declared that the whole of the said land may be sold or otherwise disposed of under the provisions of that Act.

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

All that area in the Nelson Land District containing by admeasurement one rood and four perches, more or less, being Section 3 of the Town of Bulwer: as the same is delineated on the plan marked L. and S. 22/4665, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

Vesting certain land in Greymouth Harbour Board for harbour and dock purposes.

18. (1) The land hereinafter described is hereby vested in the Greymouth Harbour Board in trust, without power of sale, for harbour and dock purposes.

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

All that area in the Borough of Greymouth, Westland Land District, containing by admeasurement one rood thirty perches, more or less, being Reserve 1854, Block XII, Greymouth Survey District.

Also all that area in the Borough of Greymouth, Westland Land District, containing by admeasurement thirty-two perches, more or less, being Reserve 1855, Block XII, Greymouth Survey District.

Also all that area in the Borough of Greymouth, Westland Land District, containing by admeasurement one-tenth of a perch, more or less, being Reserve 1856, Block XII, Greymouth Survey District.

As the same are more particularly delineated on the plan marked L. and S. 6/9/74, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

19. Whereas the lands firstly hereinafter described are, together with other lands, vested in the Corporation of the Borough of Tapanui for a commonage for the inhabitants of Tapanui: And whereas the land secondly hereinafter described is vested in the Tapanui Agricultural and Pastoral Reserve Trust for the inhabitants of Tapanui as a site for the exhibition of stock, produce, and agricultural implements: And whereas the said lands are not required for the purposes for which they are at present vested, and it is desirable that they should be vested in His Majesty the King as a public domain: Be it therefore enacted as follows:—

Vesting portions of the Tapanui commonage and an agricultural and pastoral reserve at Tapanui in His Majesty the King as a public domain.

(1) The lands described in subsection three hereof are hereby vested in His Majesty the King as a public domain under and subject to the provisions of Part II of the Public Reserves, Domains, and National Parks Act, 1928, and shall hereafter be known as the Tapanui Domain.

See Reprint of Statutes, Vol. VI, p. 1148

(2) The District Land Registrar for the Land Registration District of Otago is hereby empowered and directed to make such entries in the Register-books and in the outstanding certificate of title for the said lands as may be necessary to give effect to the provisions of this section.

(3) The lands to which this section relate are particularly described as follows:—

Firstly, all those areas in the Otago Land District, being Section 69, formerly parts of Sections 62 and 1061R, Block XIII, Glenkenich Survey District, containing by admeasurement forty-nine acres two roods twenty-five perches, more or less, and Section 70, formerly part of Section 62, Block XIII, Glenkenich Survey District, containing by admeasurement six acres two roods twelve perches, more or less, and being part of the land comprised in certificate of title Volume 171, folio 93, Otago Registry.

Secondly, all that area in the Otago Land District, being Section 65, formerly part of Section 62,

Block XIII, Glenkenich Survey District, containing by admeasurement twelve acres, more or less.

Vesting
portion of the
Tapanui
commonage in
the Otago
Hospital
Board.

20. Whereas the land hereinafter described is together with other lands vested in the Corporation of the Borough of Tapanui for a commonage for the inhabitants of Tapanui: And whereas the said land is not required for commonage purposes and it is desirable that the land should be vested in the Otago Hospital Board for hospital purposes: Be it therefore enacted as follows:—

(1) The land hereinafter described is hereby vested in the Otago Hospital Board in trust for hospital purposes.

(2) The District Land Registrar for the Land Registration District of Otago is hereby empowered and directed to make such entries in the Register-books and in the outstanding certificate of title for the said land as may be necessary to give effect to the provisions of this section.

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

All that area in the Otago Land District containing by admeasurement two roods, more or less, being Section 71, formerly parts of Sections 62 and 1061R, Block XIII, Glenkenich Survey District, and being part of the land comprised in certificate of title Volume 171, folio 93, Otago Registry: as the same is more particularly delineated on the plan marked L. and S. 1/1118, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

Authorizing
revocation of
reservation
over portion
of Kaipupu
Scenic Reserve,
Marlborough
Land District.

See Reprint
of Statutes,
Vol. VIII,
p. 613
Ibid., Vol. VI,
p. 1134

21. Whereas the land hereinafter described is set apart for scenic purposes under and subject to the provisions of the Scenery Preservation Act, 1908, and is known as the Kaipupu Scenic Reserve: And whereas it is desirable that portion of the said land should be declared to be a recreation reserve under and subject to the provisions of the Public Reserves, Domains, and National Parks Act, 1928, and it is expedient that suitable provision be made in that behalf: Be it therefore enacted as follows:—

(1) The Governor-General may by Proclamation revoke the reservation for scenic purposes over such portion of the land hereinafter described as he thinks

fit, and by the same or a subsequent Proclamation may declare such portion to be a recreation reserve under and subject to the provisions of the Public Reserves, Domains, and National Parks Act, 1928.

(2) The land over portion of which the scenic reservation may be revoked as aforesaid may be described as follows:—

All that area in the Marlborough Land District, containing three hundred and twenty-one acres two roods and fifteen perches, more or less, and being Sections 1, 4, and 15, Block VIII, Linkwater Survey District.

22. Whereas the building known as the Newtown Library, in the City of Wellington, is erected on a public reserve vested in trust in the Wellington City Corporation as a site for a Public Library and Literary Institute: And whereas the whole of the said building is not required for library purposes, and it is desired that portions be let for business or office purposes: And whereas it is expedient that suitable provision be made in that behalf: Be it therefore enacted as follows:—

Notwithstanding anything to the contrary in the Public Reserves, Domains, and National Parks Act, 1928, or in any other Act, the Wellington City Council is hereby authorized to let by private contract or otherwise for periods not exceeding one year at any one time, and for use as office or business premises, any part or parts of the Newtown Library building not for the time being required for library purposes.

Authorizing
Wellington
City Council
to let portions
of Newtown
Library
Building.

See Reprint
of Statutes,
Vol. VI, p. 1134