

New Zealand.

## ANALYSIS.

- Title.
- Preamble.
- 1. Short Title.
- 2. Interpretation.
- 3. Roman Catholic Bishop may sell.
- 4. May expend purchase-money in building Schedules.

1906, No. 2.—*Private.*

Title.

AN ACT to enable the Roman Catholic Bishop of Auckland to sell and dispose of certain Land in the Suburbs of Auckland, being Portion of Allotment 15 of Section 8, containing Four Acres Two Roods Nineteen Perches or thereabouts, being a Portion of the Land comprised in Crown Grant registered in the Deeds Register Office at Auckland under Number 4280, and also the Land adjoining the same on the North-east Side, containing Two Roods Two Perches or thereabouts, being Portion of the Land comprised in Certificate of Title registered in Volume 58, Folio 298, of the Register-book at Auckland aforesaid, to the Auckland Gas Company (Limited) for the Sum of Eight Thousand Pounds, and to devote the said Sum to the Erection of Orphanage and School Buildings upon certain Land situated at Takapuna, near the City of Auckland aforesaid. [20th October, 1906.]

Preamble.

WHEREAS by Crown grant dated the fifth day of November, one thousand eight hundred and fifty-three, and registered in the Deeds Register Office, at Auckland, under Number 4280, certain land in the Parish of Waitemata, in the County of Eden, comprised in the First Schedule, was vested in the Roman Catholic Bishop at Auckland and his successors in trust for the use or towards the support and maintenance of schools established by the Government in the Islands of New Zealand, under the superintendence of the Bishop of the Roman Catholic Church at Auckland, for the education of the children of the British subjects of both races, and of the children of other poor and destitute persons being inhabitants of the islands in the Pacific Ocean, so long as religious education, industrial training, and instruction in the English language should be given to youth educated therein or maintained thereat: And whereas, part of the said land having since been lawfully taken by the Auckland

Harbour Board for divers purposes, a portion of the said land, and which is comprised in the Second Schedule, is now vested in the Roman Catholic Bishop at Auckland in trust as aforesaid: And whereas, the said Harbour Board having acquired the riparian rights appurtenant to the said land, the land comprised in the Third Schedule has become vested in the Roman Catholic Bishop at Auckland in lieu of such riparian rights: And whereas by Crown grant dated the nineteenth day of August, one thousand eight hundred and fifty, and registered as aforesaid under Number 84822, certain land in the Parish of Takapuna, in the County of Eden, and which is comprised in the Fourth Schedule, was and the same is now vested in the Roman Catholic Bishop at Auckland and his successors in trust for the purposes aforesaid: And whereas the lands comprised in the Second and Third Schedules are no longer suitable for the purposes for which they are held by the Roman Catholic Bishop at Auckland, and the Auckland Gas Company (Limited) has offered to purchase the same for the sum of eight thousand pounds, and the Roman Catholic Bishop at Auckland is desirous of accepting such offer, and of expending the said sum in the erection of orphanage and school buildings upon the land comprised in the Fourth Schedule, for the purpose of more effectively carrying out the trusts hereinbefore set forth concerning the lands set out in the First and Fourth Schedules: And whereas the powers requisite to enable the Roman Catholic Bishop at Auckland to effectuate such sale, and to expend the proceeds thereof in manner aforesaid, are not attainable otherwise than by legislation:

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

1. The Short Title of this Act is “The Roman Catholic Bishop of Auckland Empowering Act, 1906.” Short Title.
2. In the interpretation of this Act the expression “the Bishop” shall be deemed to mean and include the Roman Catholic Bishop of Auckland for the time being. Interpretation.
3. Immediately upon the passing of this Act it shall be lawful for the Bishop to sell and dispose of the lands comprised in the Second and Third Schedules to the Auckland Gas Company (Limited) for the sum of eight thousand pounds, and to convey and transfer the same respectively to the said company freed and discharged of and from any trusts. Roman Catholic Bishop may sell.
4. The said sum of eight thousand pounds shall be expended by the Bishop in the erection of substantial buildings in brick or other similar material upon the land comprised in the Fourth Schedule, to be devoted to the purposes set out in the said Crown grants numbered 4280 and 84822. May expend purchase-money in building.

Schedules.

## SCHEDULES.

## FIRST SCHEDULE.

ALL that allotment or parcel of land in the Provincial District of Auckland, in New Zealand, containing by admeasurement 4 acres 3 roods, more or less, situated in the Parish of Waitemata and County of Eden, and being Allotment 15 of Section No. 8 of the Suburbs of Auckland: bounded on the north and east by high-water mark of the Harbour of Waitemata; on the south by Lot 16 of the same section, 980 links; and on the west by Lot 14 of the same section, 408 links.

## SECOND SCHEDULE.

ALL that piece or parcel of land, being part of Allotment 15 of Section No. 8 of the Suburbs of Auckland, containing by admeasurement 4 acres 2 roods 19 perches, more or less, and being bounded on the east by Beaumont Road, 471·6 links; on the south by Allotment 16 of said Section No. 8, 1000·3 links; on the west by Waitemata Street and Lots 38, 15, and 14 of the subdivision of Allotment 14 of said section, 8431·26 links; and on the north generally by high-water mark of the Auckland Harbour and by reclaimed land comprised in certificate of title, Volume 58, folio 298, of the Register-book in the District of Auckland.

## THIRD SCHEDULE.

ALL that parcel of land, containing 2 roods 2 perches, more or less, being portion of the reclamation of the Auckland Harbour Board of the foreshore of the Auckland Harbour, and being part of the land comprised in certificate of title, Volume 58, folio 298, of the Register-book of the District of Auckland, and adjoining the north-eastern boundary of the land described in the Second Schedule.

## FOURTH SCHEDULE.

ALL that allotment or parcel of land in the said provincial district and colony, containing 19 acres 3 roods 33 perches, and being No. 22 in the Parish of Takapuna, in the County of Eden: bounded on the north by a road, 780 links; on the east by a swamp by No. 23, 2030 links; on the south by a road, 690 links; and on the west by a road, 2580 links.

Also all those allotments in the said provincial district and colony, containing 66 acres 2 roods 9 perches, and being Nos. 32, 33, and 34 in the said parish: bounded on the north by a road, 1540 links and 3375 links; on the west by a road, 2280 links; on the south by a road, 760 links, and by a swamp; and on the east by Shoal Bay.

Also all those allotments in the said provincial district and colony, containing 66 acres 2 roods 34 perches, being Nos. 35, 36, and 37 of the said parish: bounded on the north by Shoal Bay; on the west by a road, 1680 links; on the south by a road, 3300 links and 1510 links.

Also all those allotments in the said provincial district and colony, containing 223 acres and 32 perches, being Nos. 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, and 50 of the said parish: bounded on the north by No. 68, 1700 links, and by No. 38, 1000 links and 1740 links; on the east by a road, 5000 links; on the south by a road, 4000 links; and on the west by a road, 8000 links.