

New Zealand.

ANALYSIS

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3. Powers as to application of proceeds derived from property vested in Roman Catholic Bishop of Auckland.

1929, No. 5.—*Private.*

Title.	AN ACT to amend certain Acts relating to the Powers of the Roman Catholic Bishop of the Diocese of Auckland. <i>[7th November, 1929.]</i>
Preamble.	WHEREAS by the Roman Catholic Bishop of Auckland Special Powers Act, 1909, and the Roman Catholic Bishop of Auckland Empowering Act, 1924, and its amendments, the Roman Catholic Bishop of Auckland was authorized to exercise certain powers in respect of certain lands and hereditaments vested and to be vested in him : And whereas certain lands and hereditaments are vested in the said Bishop for certain religious, charitable, and educational or other purposes in connection with the Roman Catholic Church, and it is anticipated that additional lands and hereditaments will hereafter become so vested in him for the same or some of the same purposes : And whereas it is expedient that, with regard to certain lands now vested or hereafter to become so vested in the said Bishop, the said Bishop should have and exercise the powers hereinafter conferred :
Short Title.	BE IT THEREFORE 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 Roman Catholic Bishop of Auckland Empowering Act, 1929.
Interpretation.	2. In this Act the term “hereditaments” has the same meaning as in the Roman Catholic Bishop of Auckland Empowering Act, 1924, as extended by section five of the Roman Catholic Bishop of Auckland Empowering Act, 1925.
Powers as to application of proceeds derived from property vested in Roman Catholic Bishop of Auckland.	3. (1) Nothing contained in any Act conferring powers upon the Roman Catholic Bishop of Auckland relating to hereditaments acquired by purchase, gift, devise, or in any manner howsoever shall, in the case

of hereditaments not acquired exclusively for parish purposes, require or be deemed to require that—

- (a) Such hereditaments or any of them; or
- (b) The proceeds of any sale of such hereditaments or of any part thereof; or
- (c) The proceeds of any moneys received for equality of exchange in respect of such hereditaments or of any part thereof; or
- (d) Any moneys borrowed on the security of any mortgage in respect of such hereditaments or of any part thereof; or
- (e) Any moneys received by way of rent in respect of such hereditaments or of any part thereof; or
- (f) Any freehold hereditaments or any part thereof received by way of exchange,

shall be applied, utilized, or expended in favour of the ecclesiastical parish in which the hereditaments sold, exchanged, mortgaged, leased, or received by way of exchange shall be respectively situated.

(2) Section nine of the Roman Catholic Bishop of Auckland Empowering Act, 1924, shall be read subject to the provisions of the last preceding subsection, and accordingly shall apply only with respect to hereditaments acquired exclusively for the purposes of the ecclesiastical parish within which they may be respectively situated.