



NEW ZEALAND

ANALYSIS

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1948, No. 75

Title.

AN ACT to Give Effect to Certain Recommendations Made by a Royal Commission Appointed to Inquire into and Report upon the Operation of the Law

Relating to the Assessment of Rentals under Leases of the West Coast Settlement Reserves, and to Amend the West Coast Settlement Reserves Act, 1892, accordingly. [3rd December, 1948

WHEREAS under the authority of the Letters Patent of His late Majesty dated the eleventh day of May, nineteen hundred and seventeen, and pursuant to the powers in that behalf conferred on him by the Commissions of Inquiry Act, 1908, the Governor-General by a warrant of appointment dated the thirteenth day of August, nineteen hundred and forty-seven, appointed certain persons therein named to be a Commission to inquire into and report upon the operation of the law relating to the assessment of rentals under leases of the West Coast Settlement Reserves: And whereas in the course of its report, a copy of which is set out in parliamentary paper G-1 of the year nineteen hundred and forty-eight, the Commission has recommended that certain amendments be made in the law relating to the method of assessing the rentals under renewable leases of the said reserves and that certain compensation be paid to the beneficial owners of the reserves in respect of loss of rent incurred by them because of the operation of the said law: And whereas it is desirable that the recommendations of the Commission in that behalf be given effect to:

Preamble.

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 West Coast Settlement Reserves Amendment Act, 1948, and shall be read together with and deemed part of the West Coast Settlement Reserves Act, 1892 (in this Act referred to as the principal Act).

Short Title.

1892, No. 22

2. In this Act, unless the context otherwise requires,—

Interpretation.

“Cancelled lease” means a lease which is deemed to have been cancelled under section five of this Act:

“Committee” means the Valuation Appeal Committee constituted under this Act:

“ Lessee ” includes the successors, executors, administrators, and assigns of the lessee:

“ New lease ” means a new lease of the reserves granted after the passing of this Act:

“ Renewable lease ” means a renewable lease as defined in section three of this Act:

“ Renewal lease ” means a lease granted pursuant to the right of renewal contained in a renewable lease:

“ Substituted lease ” means a lease granted under this Act in substitution for a cancelled lease.

Renewable
lease.

3. A renewable lease under this Act shall be a lease for a term of twenty-one years, renewable in accordance with the principal Act at a rent determined in manner provided by this Act. Subject to the provisions of this Act, every renewable lease under this Act shall be subject to the provisions of the principal Act relating to renewable leases. Every substituted lease or new lease shall be a renewable lease.

Minimum
annual rent.

4. (1) Subject to the provisions of section eighteen of this Act, for the purposes of this Act the expression “ minimum annual rent ”—

(a) In relation to any lease of the reserves (whether deemed to have been cancelled under this Act or not) the original term of which commenced before the first day of January, nineteen hundred and thirteen, and which before the passing of this Act has been renewed for one or more terms under the provisions of the principal Act, means the annual rent reserved by the lease at the commencement of the term of years created on the first renewal thereof:

(b) In relation to any renewable lease granted under the principal Act the original term of which commenced after the thirty-first day of December, nineteen hundred and twelve, and in relation to a new lease first granted after the passing of this Act, means the annual rent reserved by the lease at the commencement of the original term thereof.

(2) For the purposes of this section, the expired term of any renewable lease which has been surrendered or otherwise determined and the term of any lease

(whether as to the whole or portion of the land comprised in the surrendered or determined lease) granted in substitution for the surrendered or determined lease shall be reckoned together as one term.

(3) Where for the purposes of this Act it is necessary to ascertain the minimum annual rent in respect of the land comprised in a substituted lease or renewal lease which is part only of the land which was comprised in the original lease at the commencement of the first term thereof or at the commencement of a subsequent renewal thereof, as the case may require, the Maori Trustee shall apportion as between the part aforesaid and the remainder of the land as he thinks equitable, the minimum annual rent for the whole of the land; and the rent so apportioned to the part aforesaid shall be the minimum annual rent in respect of that part for the purposes of the substituted or renewal lease. Every such apportionment by the Maori Trustee shall be final and conclusive.

Cancellation of Leases and Grant of Substituted Leases

5. (1) Every renewable lease (other than a lease of any of the lands described in the First Schedule to this Act) granted under the principal Act and subsisting on the first day of January, nineteen hundred and forty-eight, or of which a renewed term commenced to run on that date, shall be deemed to have been cancelled on that date, and the lessee shall be entitled to elect to take a substituted lease of the land comprised in the cancelled lease in accordance with the provisions of this Act.

Subsisting
leases deemed
to be cancelled.

(2) Subject to the provisions of this Act, and notwithstanding the cancellation of his lease under the last preceding subsection, the lessee shall, so long as he continues to occupy the land, continue to be the lessee of the land for the purposes of this Act and to be liable to pay the rent reserved by the cancelled lease and to perform and observe all the covenants and conditions contained or implied therein; and during that occupation he shall be deemed to be the occupier of the land for the purposes of the Rating Act, 1925. On the execution of a substituted lease all appropriate adjustments in rent to the date of commencement of the substituted lease shall be made by the Maori Trustee.

See Reprint
of Statutes,
Vol. VII, p. 977

Special
Government
valuation of
lands in
cancelled leases
to be made.

6. (1) As soon as practicable after the passing of this Act, the Valuer-General shall cause to be made, as at the first day of January, nineteen hundred and forty-eight, a special valuation of the land comprised in every cancelled lease. On the making of that valuation the Valuer-General shall cause to be prepared a certificate setting forth the following particulars:—

- (a) The name of the lessee:
- (b) The situation, description, and area of the land:
- (c) The nature and value of improvements thereon:
- (d) The unimproved value of the land:
- (e) The capital value of the land.

(2) For the purposes of this section the expressions “improvements”, “value of improvements”, “unimproved value”, and “capital value” shall have the meanings assigned to them by the Valuation of Land Act, 1925, and every valuation made under the last preceding subsection shall be made in the same manner as if it were a valuation under that Act.

(3) Notwithstanding anything contained in any other Act or rule of law, the expressions “improvements” and “unimproved value” shall, for the purposes of valuations to be made under this Act, continue to have the same meanings as are assigned to them at the passing of this Act by the Valuation of Land Act, 1925, unless the Act by which any amendment of either of those expressions is made expressly provides that the amendment shall apply in the case and for the purposes of valuations made under this Act.

7. (1) As soon as practicable after the making of any special valuation as aforesaid, the Valuer-General shall serve a copy of the said certificate on the Maori Trustee and also on the lessee.

(2) Where the Maori Trustee or the lessee desires to object to any of the values set out in the said certificate, he shall within two months after service on him of that certificate give notice in writing of his objection to the Valuer-General and shall set out therein the grounds of his objection. A copy of the notice of objection shall forthwith be transmitted by the Valuer-General to the lessee where the objection is made by the Maori Trustee, and to the Maori Trustee where the objection is made by the lessee.

See Reprint
of Statutes,
Vol. VII,
p. 1030

Notice of
valuations and
right of
objection
thereto.

(3) If within the said period of two months the Maori Trustee or the lessee neglects or fails to lodge any objection as aforesaid, he shall be deemed to have agreed to the values set out in the said certificate. If the Maori Trustee or the lessee gives notice of objection as aforesaid within the said period of two months, the objection shall be heard and determined by the Committee as hereinafter provided.

8. (1) If no objection is made to the said special valuation within the said period of two months, the Maori Trustee shall as soon as practicable thereafter give notice in writing to the lessee requiring him to elect within one month after the receipt of the notice whether he will accept a substituted lease commencing on the first day of January, nineteen hundred and forty-eight, at an annual rent equal to five pounds per centum of the unimproved value of the land as determined by that valuation or at the minimum annual rent, whichever is the greater.

Where no objection lodged, new lease to be offered to lessee.

(2) Where the annual rent calculated at the rate of five pounds per centum of the unimproved value of the land as determined by the special valuation is less than the minimum annual rent, the lessee in electing to take a substituted lease may require the Maori Trustee to reduce the rent to an amount being not less than that lower amount on the ground that the depreciation or part thereof in the unimproved value of the land was due to causes which were not reasonably within the control of the lessee or of his predecessors in title; and if the Maori Trustee refuses so to reduce the rent, he shall as soon as practicable thereafter refer that question to the Committee for determination in accordance with the provisions hereinafter appearing.

(3) If the lessee fails within the said period of one month to give to the Maori Trustee notice of his election as aforesaid, he shall be deemed to have elected to accept a substituted lease at the annual rent specified in the notice given to him by the Maori Trustee.

9. Where the lessee elects not to accept a substituted lease or fails to execute a memorandum of lease within fourteen days after the same is tendered to him for the purpose, the right to a new lease of the land

Procedure where lessee does not accept substituted lease.

shall as soon as practicable be put up to public competition by public tender, subject to the following terms and conditions:—

- (a) The upset rent shall be the rent at which a substituted lease was offered to the lessee in accordance with the provisions of subsection one of section eight of this Act:
- (b) The amount of the upset rent and the value of improvements as fixed by the said special valuation shall be stated in the advertisement calling for tenders:
- (c) The outgoing lessee shall be entitled to tender:
- (d) The highest tender (being not less than the upset rent) shall be accepted:
- (e) The successful tenderer, not being the outgoing lessee, shall, within seven days after notice has been given to him that he has been declared the purchaser of the right aforesaid, pay to the Maori Trustee the amount of the value of the improvements as fixed by the special valuation aforesaid:
- (f) Except in cases where the outgoing lessee is the purchaser, when the Maori Trustee has satisfied himself that the outgoing lessee has let the new lessee into quiet possession of the land and that none of the improvements which were thereon when the special valuation aforesaid was made have been destroyed or appreciably damaged or depreciated, the Maori Trustee shall pay over to the outgoing lessee or other person entitled to receive payment the amount received by him from the new lessee in respect of improvements as aforesaid:
- (g) Except in cases where the outgoing lessee is the purchaser, if any of the said improvements have been destroyed or appreciably damaged or depreciated, the value of the improvements so destroyed or, as the case may be, the cost of repairing and restoring any improvements so damaged or depreciated shall be determined by the Maori Trustee or some person appointed by him, and the amount so determined, together with the amount of any costs, charges, or expenses incurred by the Maori Trustee in or

about that determination, shall be deducted from the amount payable as aforesaid to the outgoing lessee or other person entitled to receive payment, and, save as to the amount deducted for costs, charges, or expenses which shall be retained by the Maori Trustee, shall be returned by the Maori Trustee to the new lessee.

10. If the right to a new lease is not purchased under the last preceding section, or if the purchaser, not being the outgoing lessee, fails to pay to the Maori Trustee within the time limited in that behalf the amount of the value of improvements, or if the purchaser fails to execute the memorandum of lease within fourteen days after the same is tendered to him for the purpose, the Maori Trustee may at any time thereafter, and from time to time so often as he thinks it necessary so to do, or until a tender has been accepted, put up to competition by public tender a right to a new lease of the land at such rent, and subject to the payment of such sum for the value of improvements as the Maori Trustee may determine, but otherwise on the terms and conditions specified in the last preceding section.

Procedure where right to new lease not purchased.

11. Until the date of commencement of a new lease granted under either of the last two preceding sections, the lessee under a cancelled lease of the land may continue to occupy the land so long as he shall pay the rent reserved by the cancelled lease and perform and observe the covenants and conditions contained or implied therein; and shall during that occupation be deemed to be the occupier of the land for the purposes of the Rating Act, 1925.

Until new lease commences cancelled lease deemed to continue.

See Reprint of Statutes, Vol. VII, p. 977

12. In offering for sale the right to a new lease, the Maori Trustee may impose a condition that the right to take possession under the new lease shall commence on the first day of January or July in the appropriate year.

Date of commencement of new lease.

Renewals of Leases

13. (1) Not earlier than one year and not later than six months before the expiry by effluxion of time of the term of any substituted lease or new lease or of any

Valuation for renewal lease.

lease mentioned in the First Schedule to this Act, or of the term of any renewal of any such lease, the Maori Trustee shall notify the Valuer-General that he requires a special valuation to be made in respect of the land; and the Valuer-General shall as soon as practicable cause a special valuation thereof to be made as at the date of expiry of the term. The valuation shall be made in all respects as if it were a valuation for the purposes of a substituted lease under this Act, and all the provisions of section six of this Act shall, so far as applicable and with the necessary modifications, apply accordingly.

(2) Nothing contained in the last preceding subsection shall invalidate any special valuation made for the purposes of the first renewal after the passing of this Act of any lease mentioned in the First Schedule to this Act, notwithstanding that the notice to the Valuer-General is not given within the time limited in that behalf, or that any such lease has expired before the passing of this Act or before the special valuation is made.

(3) On the making of a special valuation under subsection one of this section all such steps shall thereupon be taken as if the right of the lessee to a renewal lease were a right to a substituted lease and all the provisions of the last six preceding sections shall, so far as applicable and with the necessary modifications, apply accordingly to the renewal lease and to the rights of the Maori Trustee and the lessee in relation thereto.

(4) The right of the lessee under any lease mentioned in the First Schedule to this Act to a renewal of his lease shall not be affected by reason of the fact that the term thereof has expired before the passing of this Act or has expired before the offer of a renewal lease is made to him under the provisions of the last preceding subsection.

Objections to Valuations

14. (1) There is hereby constituted for the purposes of this Act a committee to be known as the Valuation Appeal Committee.

- (2) The Committee shall consist of—
- (a) One member, who shall be or shall have been an officer of the Public Service employed in the Valuation Department, to be appointed on the nomination of the Valuer-General:
- (b) One member to be appointed on the nomination of the Maori Trustee:
- (c) One member to be appointed on the nomination of the Executive Committee of the West Coast Settlement Reserves Lessees Association.

(3) The members of the Committee shall be appointed by the Governor-General and shall hold office during his pleasure. If any member dies, resigns, or is removed from office, the vacancy so created shall be filled in the manner in which the appointment to the vacant office was originally made.

(4) No person shall be eligible to be appointed or to remain as a member of the Committee who is a beneficial owner of any part of the reserves or who has any estate or interest in any lease of any part of the reserves, whether as lessee, mortgagee, trustee, or otherwise howsoever; nor shall any person act as a member of the Committee under paragraph (a) of subsection one of this section on the hearing of an objection to any valuation made by him or which he assisted to make. If any person becomes disqualified as a member of the Committee under the foregoing provisions of this subsection, he shall vacate his office, and the vacancy shall be filled in the manner in which the appointment to that office was originally made.

15. The remuneration, allowances, and expenses of the members of the Committee shall be fixed from time to time by the Minister of Finance, and shall be payable as follows:—

Remuneration
and allowances
of members of
Committee.

- (a) The remuneration, allowances, and expenses of any member appointed on the nomination of the Valuer-General who is not an officer of the Public Service shall be paid without further appropriation than this section out of such account as the said Minister determines:

(b) The remuneration, allowances, and expenses in respect of the hearing of any objection or other proceeding under this Act of the members *other than the Chairman* shall be paid by the Maori Trustee and shall, as to the remuneration, allowances, and expenses of the member nominated by the said Executive Committee, be recoverable as a debt in any Court of competent jurisdiction from the lessee under the lease concerned.

Procedure of
Committee.

16. (1) The Committee shall meet for the despatch of business at such times and places as it thinks fit.

(2) All the members of the Committee shall be present at every meeting of the Committee.

(3) The member appointed on the nomination of the Valuer-General shall be the Chairman of the Committee and shall preside at every meeting thereof.

(4) Every question before the Committee shall be decided by a majority of the votes of the members, or, failing a majority, by the Chairman.

(5) Subject to the provisions of this Act, the Committee shall determine its own procedure.

Objections to
valuations to
be heard by
Committee.

17. (1) All objections to valuations under this Act shall be heard and determined by the Committee.

(2) On the hearing and determination of any objection the Committee may confirm the valuation to which objection has been made or make such alterations in the valuation as it thinks proper, together with all such consequential amendments as may be necessary for the purpose of fixing the unimproved and capital values of the land and the value of improvements thereon.

See Reprint
of Statutes,
Vol. I, p. 1036

(3) The Committee shall, within the scope of its jurisdiction, be deemed a Commission under the Commissions of Inquiry Act, 1908, and all the provisions of that Act shall apply thereto accordingly; but nothing contained in that Act shall authorize the Committee to cite the Crown or any officer of the Valuation Department as a party to any proceedings before the Committee or to award costs against the Crown or any such officer.

(4) The Committee may receive as evidence any statement, document, information, or matter that in the opinion of the Committee may assist it to deal effectually with the matters before it, whether or not the same would be otherwise admissible in a Court of law.

(5) Proceedings before the Committee shall not be held bad for want of form and no appeal shall lie from any decision of the Committee, nor, except on the ground of lack of jurisdiction, shall any proceeding or decision of the Committee be challenged, reviewed, quashed, or called in question in any Court.

18. (1) Where the lessee in electing to take a substituted lease or a renewal lease has required the Maori Trustee to reduce the rent below the minimum annual rent on the ground that, since the date by reference to which the minimum annual rent has been ascertained, the unimproved value of the land has depreciated due to causes which were not reasonably within the control of the lessee or of his predecessors in title, and the Maori Trustee has referred that question to the Committee for determination, the Committee shall fix the amount (if any) by which the unimproved value of the land has depreciated through any such cause. The onus of proving that the unimproved value has so depreciated and the extent of that depreciation shall be on the lessee.

In certain cases Committee may determine whether there has been uncontrollable deterioration.

(2) For the purpose of fixing the amount by which the unimproved value of the land has depreciated since the date by reference to which the minimum annual rent has been ascertained, the unimproved value of the land at that date shall be deemed to be the minimum annual rent capitalized at five per centum.

(3) Where the Committee has fixed the amount by which the unimproved value has depreciated through causes which were not reasonably within the control of the lessee or his predecessors in title, the annual rent under the substituted lease or renewal lease, as the case may be, shall be five per centum of the unimproved value as ascertained under the last preceding subsection reduced by the amount so fixed by the Committee.

(4) Where the annual rent for any lease is fixed pursuant to the last preceding subsection, that rent shall, notwithstanding anything contained in section four of

this Act, be deemed to be the minimum annual rent for the purposes of any subsequent renewal of the lease until a lower minimum annual rent is fixed pursuant to this section.

Valuer-General to be notified of Committee's decision on objections.

19. Notice of every decision of the Committee on any objection under this Act shall forthwith be given by the Chairman to the Valuer-General, together with particulars of any alteration made in the valuation to which objection was made.

Procedure after objection determined.

20. (1) The Maori Trustee shall, when an objection to any valuation has been determined by the Committee, give notice in writing to the lessee requiring him to elect within one month after the receipt of the notice whether he will accept a substituted lease or a renewal lease, as the case may be, at an annual rent equal to five per centum of the unimproved value of the land as determined by the Committee, or at the minimum annual rent, whichever is the greater.

(2) The provisions of subsections two and three of section eight and sections nine, ten, eleven, and twelve, of this Act shall, so far as applicable and with the necessary modifications, apply to every notice given under the last preceding subsection and to the rights of the lessee and the Maori Trustee in relation to the substituted lease or renewal lease, as the case may be, in all respects as if no objection to the valuation had been made.

Compensation to Beneficial Owners

Compensation to beneficial owners.
See Reprint of Statutes, Vol. VI, p. 395

21. (1) There may be paid to the beneficial owners of the reserves out of the Assurance and Reserve Fund referred to in section forty-nine of the Maori Trustee Act, 1930, without further appropriation than this section such amount not exceeding thirty thousand pounds as the Minister of Maori Affairs and the Minister of Finance may jointly determine, by way of compensation to the beneficial owners of the reserves for loss of rent suffered by them before the first day of January, nineteen hundred and forty-eight, by reason of the operation of the law relating to the assessment of rentals of leases of the reserves.

(2) The Maori Trustee shall apportion any compensation payable under the last preceding subsection among the beneficial owners of the reserves in such shares and proportions as he considers just and equitable.

Miscellaneous

22. (1) Any notice required to be given to or document required to be served on the Maori Trustee or the Valuer-General may be given or served by leaving the same at the office of the Maori Trustee or the Valuer-General, as the case may be, or by sending the same by registered post addressed to the officer concerned at his office. Every notice or document so posted shall be deemed to have been received when in the ordinary course of post it would be delivered. Service of notices.

(2) Any notice required to be given to or document required to be served on any lessee may be given or served by delivering the same to him personally or by sending the same to him by registered post addressed to him at his last known place of abode or business in New Zealand, and when so posted shall be deemed to have been received when in the ordinary course of post it would be delivered. Where any objection has been made by the agent of any lessee, service of any notice or other document required to be given to or served on the lessee may be effected by serving the same in manner aforesaid on that agent.

(3) If the lessee is deceased, service of any notice or document required to be served on him may be effected in manner aforesaid on his personal representative.

23. (1) Where any substituted lease is accepted for registration by the District Land Registrar, he shall endorse on the cancelled lease a memorial to the effect that it has been cancelled under this Act. Registration of substituted leases.

(2) The District Land Registrar may refuse to register any substituted lease until the cancelled lease has been delivered up to him for endorsement of the fact that it has been cancelled under this Act.

(3) Every substituted lease shall be deemed to be subject to all existing encumbrances, liens, and interests (if any) registered against the cancelled lease; and the

District Land Registrar shall register against the substituted lease all such encumbrances, liens, and interests accordingly in the order of their registered priority.

Fees for valuations and costs of substituted leases, and expenses of administering this Act.

24. (1) The fees incurred in or about the making of any special valuation by the Valuer-General under this Act and the costs, charges, and expenses incurred in or about the preparation, stamping, and registration of any substituted lease shall be borne in equal shares by the Maori Trustee and the lessee.

(2) The proportion of the valuation fees, costs, charges, and expenses to be borne by the Maori Trustee as aforesaid shall be charged by him against the beneficial owners of the land concerned.

(3) Subject to the foregoing provisions of this section and of section fifteen of this Act, the expenses of the administration of this Act shall be paid out of moneys appropriated by Parliament for the purpose.

Servicemen's Settlement and Land Sales Act, 1943, not to apply to substituted leases, renewal leases, or new leases.
1943, No. 16

25. Nothing contained in the Servicemen's Settlement and Land Sales Act, 1943, shall apply to any substituted lease or renewal lease or to any new lease granted after the passing of this Act.

Consequential amendments.

26. The enactments mentioned in the Second Schedule to this Act are hereby consequentially amended to the extent indicated in that Schedule.

SCHEDULES

Schedules.

FIRST SCHEDULE

Section 5

LEASES UNDER THE PRINCIPAL ACT AFFECTING THE FOLLOWING
LANDS NOT DEEMED TO BE CANCELLED

Description.	Area.			Register Book, Volume, and Folio.
	A.	R.	P.	
Lots A and B, D.P. 2562, Part Subdivision 11, Mokoia N.R., Block VII, Hawera Survey District	10	0	0	(Taranaki Registry, save where otherwise indicated) 135/146
Part Section 24, D.P. 2330, Block II, Oeo Survey District	181	0	37	113/121
Section 11, Block II, Oeo Survey District	82	0	0	113/114
Subdivision 9, D.P. 2928, Part Section 23, Block XII, Cape Survey District	42	3	0	131/124
Subdivision 7, D.P. 2631 of Section 101, Block III, Paritutu Survey District	22	0	20	113/130
Subdivision 4, D.P. 2631 of Section 101, Block III, Paritutu Survey District	7	3	8	113/132
Subdivision 5, Section 135, Block V, Waitara Survey District	25	0	0	113/117
Subdivision 6, Section 135, Block V, Waitara Survey District	12	2	0	135/118
Subdivision 7D, D.P. 2179, Part Section 135, Block V, Waitara Survey District	27	1	0	113/174
Section 37, Block X, Opunake Survey District ..	122	0	0	131/42
Subdivision 12D, D.P. 2309, Part Section 12, Block VIII, Opunake Survey District	347	1	12	135/159
Subdivision 12A, D.P. 2309, Part Section 12, Block VIII, Opunake Survey District	201	2	16	135/113
Subdivision 20A, D.P. 2309, Part Section 20, Block VIII, Opunake Survey District	327	1	0	135/173
Subdivision 20B, D.P. 2309, Part Section 20, Block VIII, Opunake Survey District	361	2	0	135/188
Sections 1A and 2, D.P. 2309 of Section 1, Block IV, Opunake Survey District	513	0	0	135/149
Subdivision 1c, D.P. 2309, Part Section 1, Block IV, Opunake Survey District	234	2	30	135/189
Subdivision 1b, D.P. 2309, Block IV, Opunake Survey District	322	3	24	131/23
Lot 1, D.P. 3928, Part Section 2, Block VII, Opunake Survey District	161	0	0	146/96
Lot 2, D.P. 3928, Part Section 2, Block VII, Opunake Survey District	119	1	0	146/104
Subdivisions 21 and 22, D.P. 2155, Section 118, Block I, Opunake Survey District	2	0	6	135/67
Part Section 21, Block II, Opunake Survey District	23	0	38	149/23
Subdivision 25, D.P. 767, Hamua, Block VI, Hawera Survey District	5	0	0	131/12
Part Subdivision 4, D.P. 2177, and Part Section 93, Block IX, Waitara Survey District	8	1	4	113/119 (balance)
Sections 233 and 234, Oakura Township; and Sections 239 and 240, Oakura Township, Block II, Wairau Survey District	1	0	0	} 135/148
Part Sections 12 and 13, and Sections 14 and 15, Oakura Town Belt, and Sections 195 to 198, 202, 204, 208, 214 to 217, Oakura Township, Block II, Wairau Survey District	0	1	11.2	

FIRST SCHEDULE—*continued*LEASES UNDER THE PRINCIPAL ACT AFFECTING THE FOLLOWING
LANDS NOT DEEMED TO BE CANCELLED—*continued*

Description.	Area.	Register Book, Volume, and Folio.
	A. R. P.	(Taranaki Registry, save where otherwise indicated)
Part Section 5, Oakura District, Block II, Wairau Survey District	6 1 0	113/113
Section 74, Oakura District, Block I, Egmont Survey District	18 0 0	135/171
Part Section 1, Block X, Mimi Survey District . .	98 2 0	113/131 (balance)
Subdivision 1, Section 53, Block VI, Waitara Survey District	78 1 25	113/181
Section 10, Block VIII, Huiroa Survey District . .	300 0 0	135/75
Part Subdivision 1, N.R. No. 2 (Ararepe), Grey District, Block VIII, Paritutu Survey District	22 3 26	149/104
Part Subdivision 1, N.R. No. 2 (Ararepe), Grey District, Block VIII, Paritutu Survey District	126 0 14	149/106
Subdivision 4B, Section 152, Hua District, Block VI, Paritutu Survey District	4 2 27	113/133
Subdivision 2D, Section 156, D.P. 2240, Block II, Paritutu Survey District; and	11 0 15	} 113/140
Subdivision 1B, Section 156, D.P. 2240, Block II, Paritutu Survey District	4 1 29	
Part Section 2, Blocks VI and VII, Momahaki Survey District	625 0 36	386/269 (Wellington Registry)
Part Section 2, Blocks VI and VII, Momahaki Survey District	626 0 37	386/268 (Wellington Registry)
Subdivision 2c on D.P. 2281 of Sections 153 and Part 164, Hua District, Block VI, Paritutu Survey District	14 3 5	113/115
Subdivision 6, N.R. No. 3 (Puketotara), Grey District, Block V, Paritutu Survey District	7 0 25	135/8
Subdivision 17 of N.R. No. 3 (Puketotara), Grey District, Block V, Paritutu Survey District	2 0 0	135/66
Subdivisions 18 and 27A, N.R. No. 3 (Puketotara), Grey District, Block V, Paritutu Survey District	11 2 0	135/165
Section 22, N.R. No. 3 (Puketotara), Grey District, Block V, Paritutu Survey District	9 0 23	113/123
Section 26, Part N.R. No. 3 (Puketotara), Grey District, Block V, Paritutu Survey District	2 3 27	113/122
Part Section 23, Fitzroy District, Block V, Paritutu Survey District (Part Raiomiti 23B)	2 2 0	113/139
Section A West, N.R. No. 5 (Ratapihipihi), Omata District, Block VIII, Paritutu Survey District; and	10 1 19	} 113/112
Subdivision 4, D.P. 2184, Block VIII, Paritutu Survey District	19 3 31	
Subdivision 3 on D.P. 2184, Part N.R. No. 5 (Rata- pihipihi), Omata District, Block VIII, Paritutu Survey District	38 1 8	113/116
Section 22, Tarurutangi District, Block VII, Paritutu Survey District	10 0 25	113/138
Part Section 155, Tapuirau N.R., Hua District, Block II, Paritutu Survey District	49 2 11.8	113/118 (balance)
Part Section 2, Block XI, Mimi Survey District . .	199 2 4.5	135/106 (balance)
Part Section 25, Block XI, Mimi Survey District . .	199 2 22.8	135/68 (balance)
Part Section 26, Block XI, Mimi Survey District . .	194 1 0.5	135/69 (balance)
Section 515, Patea District, Block II, Carlyle Survey District	9 3 9	146/98

FIRST SCHEDULE—*continued*LEASES UNDER THE PRINCIPAL ACT AFFECTING THE FOLLOWING
LANDS NOT DEEMED TO BE CANCELLED—*continued*

Description.	Area.	Register Book, Volume, and Folio.
	A. R. P.	(Taranaki Registry, save where otherwise indicated)
Part Sections 169 and 170, Oakura District, Block VII, Cape Survey District	226 0 0	149/54
Subdivision 1, D.P. 1475, Part Section 170, Oakura District, Block I, Egmont Survey District ..	316 0 0	149/50
Subdivisions 8 to 10, D.P. 1630, Part Section 7, Block V, Cape Survey District	7 0 0	149/53
Pukekohatu 3 Block, formerly Section 6, Block VIII, Opunake Survey District	72 0 0	149/24
Section 14, Block VIII, Opunake Survey District ..	387 0 0	146/91
Section 29, Block XIV, Opunake Survey District ..	99 3 10	149/37
Part Lot 1A, D.P. 2101, Block IX, Opunake Survey District	4 0 0	149/117
Lot 2, D.P. 4928, Part Section 34 and all 35 and 36, Block VI, Opunake Survey District, and Subdivisions 2 and 3, Section 13, Block VI, Opunake Survey District	178 2 21	146/174
Subdivision 3, D.P. 565, Part Section 42, Block II, Opunake Survey District	204 0 0	146/185
Sections 170 to 173, Block I, Opunake Survey District	70 0 0	149/15
Lot 1, D.P. 2405, Block VI, Hawera Survey District	1 2 19	146/192
Pungaereere No. 2 Block, Part Section 78, Block I, Opunake Survey District	48 2 0	146/176
Section 6, Block III, Huiroa Survey District ..	272 0 0	146/189
Section 3, Block III, Huiroa Survey District ..	13 0 0	149/144
Section 370, Okutuku District, Block V, Wairoa Survey District	532 0 0	429/239
Araheke M, No. 4A Block, in Block X, Paritutu Survey District	10 3 33	(Wellington Registry) 149/126
Part Section 3, Block VI, Momahaki Survey District	313 1 25·8	489/42
Section 7, Block VI, Momahaki Survey District ..	424 0 0	(Wellington Registry) 496/278
Raupiu B 2 and B 3, Hua District, Block VI, Paritutu Survey District	30 1 20	(Wellington Registry) 149/97

SECOND SCHEDULE
ENACTMENTS CONSEQUENTIALLY AMENDED

Section 26

Title of Enactment.	Extent of Amendment.
1892, No. 22— The West Coast Settlement Reserves Act, 1892..	By repealing clauses numbered 56, 57, 58, and 59 in the Schedule thereto.
1930, No. 33— The Maori Trustee Act, 1930 (Reprint of Statutes, Vol. VI, p. 373)	By omitting from section 31 the words "the West Coast Settlement Reserves Act, 1892".
1935, No. 39— The Maori Purposes Act, 1935	By repealing section 19.