

New Zealand.

ANALYSIS.

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1903, No. 6.—*Local.*

Title. AN ACT to vest certain Land in the Wellington Harbour Board, and to authorise the Board to reclaim such Land from the Sea.
17th November, 1903.

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

Short Title. 1. The Short Title of this Act is "The Wellington Harbour Board Reclamation and Empowering Act, 1903."

Interpretation. 2. In the construction of this Act, if not inconsistent with the context,—

"The Board" means the Wellington Harbour Board as constituted under "The Wellington Harbour Board Act, 1879," and its amendments:

"The Act" means and includes "The Harbours Act, 1878," and its amendments.

Special Act. 3. This Act shall be deemed to be a special Act within the meaning of the Act.

Power to reclaim. 4. The Board may, subject to the provisions of the Act, from time to time fill up and reclaim from the sea the land described in the First Schedule hereto, and may for that purpose, if it thinks fit, enter into any contract or contracts with any person or persons for the execution of all or any works which may be necessary or expedient in or about the filling-up and reclamation of such land as aforesaid, upon such terms and conditions as may seem to it proper and reasonable.

Vesting land in Board. 5. The land described in the First Schedule (hereinafter referred to as "the said reclamation") shall vest in the Board for the purposes for which the Board is constituted:

6. Whereas certain lands in the vicinity of the land described in the First Schedule hereto, now occupied partly as store-yards by the Public Works, Post and Telegraph, and Marine Departments, and partly as a poultry-grading yard by the Agricultural Department, are required to be given up by the said Departments to enable railway communication to be made over the said reclamation, and it is expedient that other land be vested in His Majesty in lieu thereof: Be it therefore enacted as follows:—

Notice when land shall re-vest in His Majesty.

The Governor may, by notice in the *Gazette*, declare that any portion or portions of the said reclamation specified in the said notice, or any portion or portions of the said reclamation together with any portion or portions of the land described in the Second Schedule hereto (not exceeding in either case four acres in the whole), shall re-vest in His Majesty; and His Majesty shall at all times have the right of ingress and egress over the land described in the Schedules hereto to the portion or portions of land specified in the said notice.

7. His Majesty shall pay to the Board, within twelve months from the date of the *Gazette* containing the notice, or the date of the completion of the reclamation if the completion thereof be subsequent to the date of the said *Gazette*, a proportionate part of the cost of such reclamation, and of the retaining-walls on the seaward boundary, and of the sewers and drains within and the roads and approaches upon such reclamation, together with interest thereon from the date of *Gazette* or of such completion aforesaid, as the case may be, until payment, at the rate of four per centum per annum:

Proportion of cost of reclamation to be repaid to Board.

Provided that such proportionate part shall be calculated on the area specified in the said notice in excess of two acres and a quarter:

Provided also that in the event of the portion or portions of the said reclamation specified in the said notice not being available at the time when the said store-yards and poultry-grading yard are required to be given up as aforesaid, the Board shall defray the cost and expenses of or incidental to the removal of the buildings and plant from the same and the re-erection thereof on such other land as the Minister in charge of the said Departments in each case thinks fit; and such costs and expenses may be deducted from the said proportional cost.

8. At least three months before gazetting the notice referred to in section six hereof the proposed notice shall be submitted to the Board for its consideration.

Three months' notice to be given to Board.

Schedules.

SCHEDULES.

FIRST SCHEDULE.

ALL that piece of land being portion of the bed of the Harbour of Port Nicholson lying to the eastward of Waterloo Quay, containing an area of 21 acres and 6 perches. Commencing at a point "G," as shown on the plan hereinafter referred to, the said point being the northernmost point of the area vested in the Wellington Harbour Board by Order in Council, 25th April, 1887, under the powers granted by section 3 of "The Special Powers and Contracts Act, 1886"; thence bounded by a line on a bearing of $127^{\circ} 6' 46''$ for a distance of 547.4 links to the point "F," and thence by a line on a bearing of $217^{\circ} 8' 30''$ for a distance of 1500 links to the point "E," the two said lines being the northern and part of the eastern boundaries of the aforesaid area vested in the Wellington Harbour Board by Order in Council; thence 681.84 links on a bearing of $78^{\circ} 57'$ to the point "D"; thence 1970.11 links on a bearing of $37^{\circ} 8' 30''$ to the point "C"; thence 1422.91 links on a bearing of $348^{\circ} 57'$ to the point "B"; thence 1816.06 links on a bearing of $217^{\circ} 8' 30''$ to the point "H"; and thence 125.67 links on a bearing of $189^{\circ} 18' 53''$ to the starting-point at "G": be the said area, bearings, and distances a little more or less: as the same is delineated and edged in pink on the plan deposited at the office of the Marine Department, at Wellington, and marked "M.D. 2636."

SECOND SCHEDULE.

So much of all that parcel of land, being portion of the bed of the Harbour of Port Nicholson, described in the second paragraph of the Schedule to the Order in Council dated the 25th April, 1887, and published in the *Gazette* dated the 28th April, 1887, as is not reclaimed at the passing of this Act.