

Mr. Nash.

PALMERSTON NORTH RESERVES AMENDMENT.

[LOCAL BILL.]

ANALYSIS.

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A BILL INTITULED

AN ACT to facilitate the Management of the Reserves of the Title. Borough of Palmerston North.

WHEREAS by the Palmerston North Borough Reserves Act, 1890, Preamble.  
 5 and the Palmerston North Reserves Act Amendment Act, 1901,  
 certain provisions were made as to the leasing of the reserves  
 and other lands of the Borough of Palmerston North, and as to the  
 management thereof and disposal of the revenue derived therefrom :  
 10 And whereas it is desirable to make certain alterations in the said  
 provisions and additions thereto and also other provisions as to the  
 disposal of the said revenue :

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

15 1. This Act may be cited as the Palmerston North Reserves Short Title. Amendment Act, 1922.

2. In this Act, if not inconsistent with the context,— Interpretation.  
 “ Reserves ” means and includes—

20 (a.) All the land described in the *First* Schedule hereto, excepting thereout the land described in the *Second* Schedule hereto :

(b.) All the land and reserves now vested in the Mayor, Councillors, and Burgesses of the Borough of Palmerston North for purposes of recreation, public gardens, parks, and domains, whether within or without  
 25 the Borough of Palmerston North :

(c.) All land to be hereafter vested in or acquired by the Mayor, Councillors, and Burgesses of the Borough of Palmerston North for purposes of recreation.

Repeal.

3. The Palmerston North Reserves Act, 1890, and the Palmerston North Reserves Amendment Act, 1901 (except section four thereof), and section fifty-five of the Reserves and other Lands Disposal and Public Bodies Empowering Act, 1919, are hereby repealed, but such repeals shall not affect any contract entered into, any rights acquired, or liabilities incurred thereunder. 5

Leasing by resolution.

4. Notwithstanding anything contained in the Wellington Reserves Act 1876 Amendment Act, 1877, the Mayor, Councillors, and Burgesses of the Borough of Palmerston North (hereinafter called the Corporation) may from time to time lease, for any term not exceeding twenty-one years, the whole or any portion of the reserves for such rent or rents and subject to such covenants, conditions, and agreements (but without compensation or right of renewal) in every respect as the Corporation shall think fit; and the power conferred by this section may be exercised by the Corporation by ordinary resolution, notwithstanding anything contained in section one hundred and sixty-three of the Municipal Corporations Act, 1920. 10 15

Esplanade.

5. The land described in the *Second* Schedule hereto shall be held by the Corporation in trust for the inhabitants of the Borough of Palmerston North as an esplanade. 20

Leasing, further power.

6. In addition to the power of leasing authorized by section *four* hereof, the Corporation may from time to time lease the whole or any portion of the said land described in the *First* Schedule hereto (except the land described in the *Second* Schedule hereto) in manner provided in Part XVIII of the Municipal Corporations Act, 1920, as though sections one hundred and fifty-seven and one hundred and sixty-one were omitted therefrom. 25

Building on reserves and making streets.

7. The Corporation may erect or authorize the erection by the lessee of any buildings on the reserves, and may lay out, form, and make streets through the same. 30

Leasing for sports.

8. The Corporation may, if it thinks fit, lease by private contract to any club, association, incorporated body, or to trustees on their behalf, any of the reserves or any part or parts for the *bona fide* purposes of playing any outdoor game in such manner and for such term of years (not exceeding twenty-one) and on such conditions as the Corporation thinks fit, and may from time to time by resolution authorize the lessees to demand a fee or charge for admission to be fixed by the Corporation on any days during the said term which the Council may approve of. 35 40

Borrowing.

9. The Corporation may from time to time raise such sums of money as it thinks fit for the purpose of roading, planting, fencing, erecting buildings, and generally improving the reserves, or any of them, in the Borough of Palmerston North by way of special loan under and subject to the provisions of the Local Bodies' Loans Act, 1913, and may, for the purpose of securing the repayment of the loan and interest thereon, appropriate and pledge as such security a special rate made and levied for the purposes of such special loan on all the rateable property in the Borough of Palmerston North. 45

Housing.

10. The Corporation may from time to time appropriate any part or parts of the land described in the *First* Schedule hereto, except the land described in the *Second* Schedule hereto, and erect 50

thereon for occupation by workers employed or resident in the Borough of Palmerston North any buildings suitable for workers' dwellings.

11. In addition to the powers conferred by section three hundred and two of the Municipal Corporations Act, 1920, the Corporation may let by private contract the building known as the Municipal Opera House, situate on Section 856, Palmerston North, or any part thereof, to any person for the purposes of holding entertainments for a term not exceeding three years, subject to such conditions and upon such terms as the Corporation may think fit.

Letting Opera House.

12. The rent and profits received from all or any of the reserves may be expended by the Corporation for any of the following purposes:—

Expenditure of revenue.

- (a.) In payment of the sinking fund and interest on any loan raised under the power in section *nine* hereof:
- (b.) In erecting buildings, roading, planting, fencing, and generally improving any of the reserves and the land described in the *Second* Schedule hereto, or in the improvement of any public domain of which the Council of the Corporation may be the Domain Board:
- (c.) In the purchase of land for reserves for purposes of recreation, parks, domains, and gardens.

## SCHEDULES.

Schedules.

### FIRST SCHEDULE.

ALL that piece or parcel of land, containing by admeasurement 269 acres, more or less, being part of Rural Section 1536, and the whole of Suburban Sections 1010, 1012, 1014, 1016, and 1018 on the plan of the Township of Palmerston North, in the Manawatu District: bounded towards the north-west by Suburban Sections 1009, 1011, 1013, 1015, and 1017; towards the north-east by a public road, 950.5 links; towards the north-west by a public road, 8095.5 links; towards the north-east by a public road, 4880 links; towards the south and south-east by the Manawatu River; and towards the south-west by Rural Sections 374, 373, 372, and part of 371:

Also all that other piece or parcel of land, containing by admeasurement 29 acres, more or less, being part of Section 1536, and being Lots 3, 4, 5, and part of Lot 6 on deposited plan No. 208: bounded towards the north-west by a public road, 2035.4 links; towards the east and north-east by Blocks V and VI, Hokowhitu, 2263.4 links and 31.8 links respectively; towards the south-east by a public road, 930.38 links; and towards the south-west by a public road, 1999.7 links:

Also all that piece or parcel of land, containing by admeasurement 57 acres, more or less, being portion of said Rural Section 5136, and being Lots 1 to 52 (inclusive) on deposited plan No. 2494, and also being part of said Rural Section 1536: bounded towards the north by Lots 14, 30, 43, and 51 on deposited plan No. 2494 and by part of Lot 52 on said deposited plan No. 2494, 50 links; towards the east by Block 7, Hokowhitu, to the Manawatu River, 800 links; thence towards the south by the Manawatu River; and towards the south-west by a public road.

### SECOND SCHEDULE.

ALL that piece or parcel of land, containing by admeasurement 39 acres, more or less, being portion of Rural Section 1536, on the plan of the Borough of Palmerston North: bounded towards the west, commencing at a point in Rural Section 374, 650 links from the southern boundary of Rural Section 373, and proceeding in a

north-easterly direction, on a bearing of  $212^{\circ}$ , a distance of 727.7 links; thence on a bearing of  $26^{\circ} 11'$ , a distance of 959.7 links; thence on a bearing of  $33^{\circ} 43'$ , a distance of 742.3 links; thence on a bearing of  $37^{\circ} 11'$ , a distance of 518 links; thence on a bearing of  $37^{\circ} 42'$ , a distance of 552.3 links; thence on a bearing of  $65^{\circ} 57'$ , a distance of 1508.8 links; thence on a bearing of  $57^{\circ} 39'$ , a distance of 1000.8 links; thence on a bearing of  $81^{\circ}$ , a distance of 659.3 links; thence on a bearing of  $39^{\circ} 20'$ , a distance of 352.3 links; thence on a bearing of  $149^{\circ} 43'$ , a distance of 1224 links; thence on a bearing of  $59^{\circ} 43'$ , a distance of 190 links; thence on a bearing of  $149^{\circ} 43'$ , a distance of 1165 links; thence on a bearing of  $100^{\circ}$ , a distance of 1200 links; thence on a bearing of  $115^{\circ} 15'$ , a distance of 560 links; thence on a bearing of  $84^{\circ} 50'$ , a distance of 1100 links; thence on a bearing of  $92^{\circ} 10'$ , a distance of 480 links; thence on a bearing of  $106^{\circ} 15'$ , a distance of 270 links; thence on a bearing of  $90^{\circ} 35'$ , a distance of 900 links; thence on a bearing of  $59^{\circ} 43'$ , a distance of 200 links; thence towards the south-east by a public road to the Manawatu River; thence towards the south-east by the Manawatu River; and thence towards the south-west by Rural Section 374 aforesaid, to the point of commencement:

And also in all that piece of land containing 5 acres, more or less, being part of said Rural Section 1536: bounded towards the north by Lots 14, 30, 43, and 51 on deposited plan No. 2494 and by part of Lot 52 on said deposited plan No. 2494, 50 links; towards the east by Block VII, Hokowhitu, to the Manawatu River, 800 links; towards the south by the Manawatu River; and towards the south-west by a public road.