

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 Borough of Palmerston North. Title.

WHEREAS by the Palmerston North Borough Reserves Act, 1890, 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: Preamble.

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: *repeal the said Acts and to make other provisions in lieu thereof:*

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 Palmerston North Reserves Amendment Act, 1922. Short Title.

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

(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 Corporation of the Borough of Palmerston North for purposes of recreation, public gardens, parks, and domains, whether within or without 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 the said Corporation 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and section fifty-five of the Reserves and other Lands Disposal and Public Bodies Empowering Act, 1919, are hereby repealed, but such repeals shall not affect any contract entered into, 5  
any rights acquired, or liabilities incurred thereunder.

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 ~~Borough Council~~ (hereinafter called the ~~Corporation Council~~) may from time to time 10  
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 Council~~ shall think fit; and the power conferred by this section may be 15  
exercised by the ~~Corporation Council~~ in cases only where the annual letting-value of the land is less than twenty-five pounds by ordinary resolution, notwithstanding anything contained in section one hundred and sixty-three of the Municipal Corporations Act, 1920.

Esplanade.

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

Leasing, further power.

6. In addition to the powers of leasing ~~authorized conferred on the Council~~ by section *four* hereof, the ~~Corporation Council~~ may from time to time lease the whole or any portion of the said land 25  
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 30  
therefrom.

Building on reserves and making streets.

7. The ~~Corporation Council~~ 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.

Leasing for sports.

8. The ~~Corporation Council~~ may, if it thinks fit, lease by private contract to any club, association, incorporated body, or to trustees 35  
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 Council~~ thinks fit, and may from time to time by resolution authorize the lessees to demand a *such* fees 40  
or charges ~~for admission to~~ as may be fixed by the ~~Corporation Council~~ for admission to the demised land or any part thereof on ~~any such~~ days during the said term ~~which as may be approved by the Council may approve of~~.

Borrowing.

9. The ~~Corporation Council~~ may from time to time raise such 45  
sums of money as it thinks fit for the purpose of roading, planting, fencing, erecting buildings on, 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 50  
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.

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10. The ~~Corporation~~ *Council* 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 thereon for occupation by workers employed or resident in the Borough of Palmerston North any buildings suitable for workers' dwellings.

Housing.

11. In addition to the powers conferred by section three hundred and two of the Municipal Corporations Act, 1920, the ~~Corporation~~ *Council* 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~~ *Council* 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~~ *Council* 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~~ *conferred by* section nine hereof:

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(b.) In erecting buildings *on, and in* 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:

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(c.) In the purchase of land for reserves for purposes of recreation, parks, domains, and gardens.

SCHEDULES.

Schedules.

*Struck out.*

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.

*New.*

## FIRST SCHEDULE.

1. ALL that piece or parcel of land, containing by admeasurement  $21\frac{1}{4}$  acres, more or less, being 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 street, 850.5 links; towards the south-east by a public street, 2499.6 links; towards the south-west by parts of Rural Sections 372 and 371:

2. All that piece or parcel of land, containing by admeasurement  $247\frac{3}{4}$  acres, more or less, being part of Rural Section 1536: bounded towards the north-west by a public street, 10599.1 links; towards the north-east by a public street, 4880 links; towards the south and south-east by the Manawatu River; and towards the south-west by Rural Sections 374, 373, and part of 372: excepting thereout the parcel of land containing 6 acres, being Lots 5, 6, and 7 and part of 11 on plan deposited No. 545 vested in the Governors of the Palmerston North High School by virtue of section 51 of the Reserves and other Lands Disposal and Public Bodies Empowering Act, 1919; also excepting thereout the public street, being the continuation of Cook Street to the Manawatu River:

3. Also all that parcel of land, containing by admeasurement 29 acres, more or less, being part of said 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 street, 2035.4 links; towards the east and north-east by Blocks 5 and 6, Hokowhitu Native Reserve, 2263.4 links and 31.8 links respectively; towards the south-east by a public street, 930.79 links; and towards the south-west by a public street, 1999.7 links:

4. Also all that piece or parcel of land, containing by admeasurement 51 acres and  $35\frac{1}{2}$  perches, more or less, being portion of said Rural Section 1536, and being Lots 4 to 14 (inclusive) and 18 to 52 (inclusive) on deposited plan No. 2494, and also being part of said Rural Section 1536.

## 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 Township of Palmerston

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North: bounded towards the west, commencing at a point on the north-eastern boundary of Rural Section 374, 651.5 links from the southern boundary of Rural Section 373, and proceeding in a north-easterly direction on a bearing of  $32^{\circ}$ , 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  $329^{\circ} 43'$ , 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 street 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 and 30, the abbutal of a public street, 43 and 51, the abbutal of a public street, on deposited plan No. 2494, and by Lot 52 on said deposited plan No. 2494, 100.8 links; towards the east by Block 7, Hokowhitu Native Reserve to the Manawatu River, 800 links; towards the south by the river, and towards the south-west by a public street.