

Palmerston North Reserves Empowering Amendment Bill

Local Bill

Explanatory note

General policy statement

The Palmerston North City Council (the **Council**) currently holds certain land under the Palmerston North Reserves Act 1922 which prevents the Council from selling the land. The Council wishes to be able to sell the land if it becomes surplus to the Council's requirements. This Bill provides the mechanism for this by amending the Palmerston North Reserves Empowering Act 1966.

Clause by clause analysis

Clause 1 is the Title clause.

Clause 2 is the commencement clause. The Bill comes into force on the day after the date on which it receives the Royal assent.

Clause 3 states that this Act amends the Palmerston North Reserves Empowering Act 1966.

Part 1 Preliminary provisions

Clause 4 sets out the purpose of the Act.

Clause 5 is an interpretation clause.

Part 2

Lands vested in Council

Clause 6 amends section 3 by omitting “the Schedule 1 and Schedule 4” and substituting “Schedules 1, 4, and 5”. This amendment provides that the land described in new Schedule 5 is vested in the Council.

Clause 7 provides that new Schedule 5 is to be added.

Hon Steve Maharey

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Schedule	
New Schedule 5 added	

The Parliament of New Zealand enacts as follows:

- 1 Title**
This Act is the Palmerston North Reserves Empowering Amendment Act **2007**.
- 2 Commencement**
This Act comes into force on the day after the date on which it receives the Royal assent. 5
- 3 Principal Act amended**
This Act amends the Palmerston North Reserves Empowering Act 1966.

Part 1

Preliminary provisions

4 Purpose of Act

The purpose of this Act is to—

- (a) vest the land described in the Schedule in the Council; 5
and
- (b) enable the Council to sell the land if it becomes surplus
to the Council’s requirements.

5 Interpretation

In this Act, unless the context otherwise requires, **Council** 10
means the Palmerston North City Council.

Part 2

Lands vested in Council

6 Lands vested in Council

Section 3 is amended by omitting “the Schedule 1 and Sched- 15
ule 4” and substituting “Schedules 1, 4, and 5”.

7 New Schedule 5 added

The Schedule 5 set out in the Schedule is added.

Schedule
New Schedule 5 added

s 7

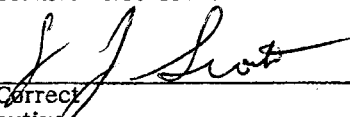
Schedule 5
**Land situated at corner of Fitzherbert Avenue and
Park Road vested in Council**

s 3

5

Description	Area	Registered book volume and folio (Wellington registry)	10
Part Lots 1 and 2, Lots 3 and 4, DP 545	1.6032 ha	CT 941/84	

The Bill proposes to deal with the whole land comprised
in the Certificate of Title stated above issued under
the Land Transfer Act 1952.



Certified Correct HDTA (Survey)
Chief Executive
Land Information New Zealand (or by delegated authority)

26 / 1 / 2007 Date

Schedule 5—continued

COMPUTER FREEHOLD REGISTER
UNDER LAND TRANSFER ACT 1952

Historical Record

R. W. Muir
Registrar-General
of Land

Identifier **WN941/84**
 Land Registration District **Wellington**
 Date Issued **07 March 1961**

Part-Cancelled

Prior References
 WN692/24

Estate	Fee Simple
Area	1.6187 hectares more or less
Legal Description	Lot 1-4 Deposited Plan 545
Purpose	Public park, recreation ground and botanical garden

Original Proprietors
 The Palmerston North City Council

Interests

For powers to lease see Palmerston North Reserves Act 1922

Appurtenant hereto is a right of way created by Easement Instrument 6069029.6 - 6.7.2004 at 9:00 am (affects Lots 2-4 DP 545)

The easement created by Easement Instrument 6069029.6 is subject to Section 243 (a) Resource Management Act 1991

Subject to a right of way over part marked A on DP 304043 created by Easement Instrument 6069029.7 - 6.7.2004 at 9:00 am (affects Lots 2-4 DP 545)

The easement created by Easement Instrument 6069029.7 is subject to Section 243 (a) Resource Management Act 1991

6614719.1 Gazette notice (2005 p. 4412) declaring part of Lots 1 & 2 DP 545 (155m²) shown as Section 1 on SO 354367 to be road and vested in the Palmerston North City Council on 13.10.2005 - 19.10.2005 at 9:00 am

Palmerston North Reserves
Empowering Amendment

Schedule

Schedule 5—continued

Vol. 941 Folio 84

Land and Deeds—
FORM No. 2

Reference: Vol. 532 Folio 25
Transfer No.
Order for N/C No. 482291



REGISTER

Register-book,
Vol. 941, folio 84

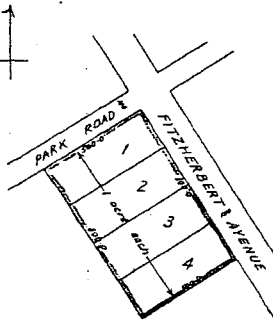
CERTIFICATE OF TITLE UNDER LAND TRANSFER ACT

This Certificate, dated the Seventh day of March, one thousand nine hundred and sixty-one, under the hand and seal of the District Land Registrar of the Land Registration District of WELLINGTON WITNESSETH THAT THE PAIOP CONVEYANCES ACT 1952 AND PART 215A OF THE LAND TRANSFER ACT 1952 IS APPLIED TO AN ESTATE IN FEE SIMPLE OF a public park, recreation ground and botanical garden

~~of an estate in fee simple~~ (subject to such reservations, restrictions, encumbrances, liens, and interests as are notified by memorial under written or endorsed hereon, subject also to any existing right of the Crown to take and lay off roads under the provisions of any Act of the General Assembly of New Zealand) in the land hereinafter described, as the same is delineated by the plan hereon bordered green to be the several subdivisions, a little more or less, that is to say: All that parcel of land containing 4 acres more or less situate in the City of Palmerston North being part Section 1536 Town of Palmerston North and being also Lots 1, 2, 3 and 4 on Deposited Plan 565—

C. T. FILE

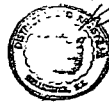
Image Quality due
to Condition
of Original



Total Area: 4.0.00

Scale: Chains to an inch.

EQUIVALENT METRE
AS THIS 16187.600



Handwritten signature
District Land Registrar

For powers to lease see Palmerston North Reserves Act 1922. *Handwritten signature*

THIS REPRODUCTION (ON A REDUCED SCALE) CORRESPONDING TO THE ORIGINAL REGISTER FOR THE PARCELS OF SECTION 215A LAND TRANSFER ACT 1952

