

[AS REPORTED FROM THE LANDS COMMITTEE.]

House of Representatives, 18th October, 1911.

Right Hon. Sir J. G. Ward, Bart.

PUBLIC RESERVES AND DOMAINS AMENDMENT.

ANALYSIS.

Title.	
1. Short Title.	2. Extended leasing-powers. Repeal.

A BILL INTITULED

AN ACT to amend the Public Reserves and Domains Act, 1908. Title.

BE IT 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 Public Reserves and Domains Amendment Act, 1911, and shall form part of and be read together with the Public Reserves and Domains Act, 1908 (hereinafter referred to as the principal Act). Short Title.

2. (1.) The Governor, in the case of any public reserve not vested in or granted to any local authority or Trustees and not for the time being required for the purpose for which it has been set aside, and the local authority or Trustees in the case of any public reserve vested in them (whether under the principal Act or any other Act), may lease the whole or any part of that reserve, either by public auction or by public tender, for any period not exceeding twenty-one years, with a right of renewal for a further period not exceeding twenty-one years, but not exceeding a total period of forty-two years, upon such terms and conditions as may be prescribed or approved by the Governor in Council. Extended leasing-powers.

(2.) It may be a condition of any such lease that the value of substantial improvements of a permanent character made by the lessee during the currency of his lease shall be ascertained not sooner than twelve months and not later than six months prior to the expiry of the lease, and paid to the outgoing lessee either from moneys voted for that purpose out of the Consolidated Fund or, if the reserve in question is vested in any local authority or Trustees, then from the funds of the said authority or Trustees, except in any case where the land comprised in the lease is reoffered for lease and selected, in which case the said value shall be paid by the incoming lessee in terms of section seventy-four of the Land Act, 1908.

(3.) The rental of any renewed lease shall be determined by valuation to be made by an appraiser to be appointed by the leasing authority for that purpose in the manner prescribed by section one hundred and eighty-two of the Land Act, 1908, or as near thereto as may be, except that the valuation shall be made not sooner than twelve months and not later than six months prior to the expiry of the existing lease. Subject to the provisions of this Act, the provisions of sections one hundred and eighty-three to one hundred and eighty-nine of the Land Act, 1908, shall apply to the issue of a renewed lease. 5 10

(4.) The valuation of improvements as aforesaid shall be made in the manner prescribed by sections seventy-two to seventy-seven of the Land Act, 1908, except that the Commissioner of Crown Lands for the district in which the land is situated shall act in place of the Land Board when dealing with the valuation of improvements on any reserve leased by the Governor, and the local authority or Trustees in whom any reserve is vested shall act in place of the Land Board in all other cases. 15

Repeal.

(5.) Subsections two, three, and four of section twenty-two and section twenty-five of the principal Act are hereby repealed. 20

New.

Leasing-powers conferred by this Act not restricted by corresponding provisions of other Acts.

3. The powers of leasing conferred by this Act may be validly exercised, notwithstanding any restriction or limitation of leasing-powers with respect to public reserves imposed by any other Act in force at the passing of this Act. 25