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[AS REPORTED FROM THE LOCAL BILLS COMMITTEE.]

House of Representatives, 7th August, 1907.

Mr. Wilford.

PETONE WATER-SUPPLY CONSERVATION.

[LOCAL BILL.]

ANALYSIS.

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A BILL INTITULED

AN ACT to empower the ~~Corporation~~ Council of the Borough of Petone to acquire Land for Waterworks Conservation Purposes. Title.

WHEREAS the Petone Corporation waterworks are situate on the Preamble.
5 Korokoro Stream, which runs through the land described in the *First* Schedule hereto: And whereas for the purposes of easy access to the Corporation reservoir, and for the conservation of the stream, and the protection and repair of the Corporation water-pipes it is expedient that such land should be vested in the said Corporation:
10 And whereas the land described in the *Second* and *Third* Schedules hereto has been acquired by the Crown under the provisions of the Land for Settlements Consolidation Act, 1900, and is now subject to the provisions of that Act, but as to the land described in the *Second* Schedule hereto no applications under the Land Act, 1892, have
15 been received: And whereas the land described in the *Third* Schedule hereto has been disposed of by way of lease under the Land Act, 1892, to divers lessees, who are now in occupation of the respective sections leased by them: And whereas the land in the *Second* and *Third* Schedules hereto is traversed by the aforesaid
20 Korokoro Stream or its tributaries, and forms the catchment area which drains into the said stream: And whereas it is inadvisable that any of such land should be occupied so as to endanger the purity of the said Corporation water-supply, and it is deemed expedient that parts of such land should be planted with trees for the
25 better conservation of such supply: And whereas no power exists under any Act enabling the said Corporation to acquire the interest of the Crown or of the lessees in the said lands, and it is expedient that such power should be given:

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

Short Title.

1. This Act may be cited as the Petone Water-supply Conservation Act, 1907. 5

Governor may vest land in First Schedule in Council as waterworks reserve.

2. The Governor may by Proclamation published in the Gazette vest the land described in the *First* Schedule hereto in the Mayor, Councillors, and Burgesses of the Borough of Petone (~~hereinafter called the Corporation~~) as a reserve for waterworks purposes, and upon ~~publication the gazetting of the said Proclamation in the Gazette~~ the said land shall absolutely vest in and be under the control of the ~~Corporation~~ *said Council* for the purposes aforesaid. 10

Council empowered to buy leasehold interests of land in Third Schedule.

3. The ~~said Corporation~~ *Petone Borough Council* is hereby empowered to purchase from the respective lessees of the several sections mentioned in the *Third* Schedule hereto their respective interest in the said ~~land~~ *leases* upon such terms and conditions as may be agreed upon between the ~~Corporation~~ *Council* and the several lessees; and upon payment of the agreed-upon purchase-money and signing of the transfer of the lease by any of such lessees to the ~~Corporation~~ *said Council*, such lessees' interest shall become vested in the ~~Corporation~~ *said Council*, the provisions of the Acts hereinbefore recited notwithstanding; and thereupon it shall not be necessary for the ~~Corporation~~ *said Council* to observe the conditions of the leases relative to residence and improvements. 15 20

Council may acquire fee-simple of Schedule lands.

4. The ~~Corporation~~ *said Council* is hereby empowered to purchase, and the Governor may sell, the fee-simple of any of the lands described in the *Second* Schedule hereto, and such of the lands in the *Third* Schedule hereto as the ~~Corporation~~ *said Council* may become lessees of, and any other lands held under the said Acts of which the ~~Corporation~~ *said Council* may ~~have~~ become lessees, at a price equal to in each case the capital value ~~in respect of which rent at which the land has been leased or offered for lease is five per centum of the land as fixed by the Minister under section fifty-one of the Land for Settlements Consolidation Act, 1900.~~ 25 30

Certificate of title to issue on payment of purchase-money.

5. Upon payment of the purchase-money the Governor may issue a warrant for a certificate of title under the provisions of the Land Transfer Act, 1885, ~~and its amendments to be issued to in favour of the Corporation said Council for the land acquired from time to time, and the purchase-money shall be paid into the Land for Settlements Account.~~ 35 40

Provision for special loans to cover purchase-money.

6. The ~~Corporation~~ *said Council* is hereby empowered to borrow, and the Colonial Treasurer may lend, the sum or sums requisite for purchase from the Governor from time to time of any of the lands which the ~~Corporation~~ *said Council* is hereby empowered to purchase, subject to the provisions of the Local Bodies' Loans Act, 1901, ~~and its amendments notwithstanding the limitations therein contained as to amounts that may be advanced thereunder;~~ and in respect of any such loan the ~~Corporation~~ *said Council* may pay the interest and sinking fund or periodical instalments of principal and interest out of its revenues from the said lands or its waterworks revenue in lieu of levying any part of any special rate which may be struck and pledged as security for any such loan. 45 50

SCHEDULES.

Schedules.

FIRST SCHEDULE.

ALL that parcel of land, containing 17 acres 2 roods 31 perches, being part of Section 104, Block XIII, Belmont Survey District, and marked as Crown land upon a plan deposited in the Lands and Survey Office, Wellington, as No. 42/62.

Also all that parcel of land, containing 69 acres 2 roods 2 perches, being Section 39, Block VIII, Belmont Survey District, and known as the forest reserve.

SECOND SCHEDULE.

ALL those parcels of land situate in the Belmont Survey District, comprising Sections 40, 41, 42, 43, 47, 49, 50, 51, 52, 53, 55, 57, and 60 on the plan of the Normandale Estate, deposited in the Lands and Survey Office, at Wellington.

THIRD SCHEDULE.