

RESERVES AND OTHER LANDS DISPOSAL BILL, 1934.

EXPLANATORY NOTES.

Clause 2: Section 12 of the Reserves and other Lands Disposal Act, 1932-33, amended. Repeal.—The said section 12 temporarily extended the benefits of sections 124 of the Land Act, 1924, and 5 of the Land for Settlements Amendment Act, 1927, with respect to the granting of remissions and postponements of rent in cases where such remissions or postponements had been granted to any lessee for the full period of five years. The said section 12 was amended by section 21 of the Reserves and other Lands Disposal Act, 1933, by extending the period during which the provisions thereof could be operated to the 30th June, 1935, and it is deemed advisable to extend the operation of the section for another year from that date.

Clause 3: Section 13 of the Reserves and other Lands Disposal Act, 1932-33, amended.—This section, as amended by section 22 of the Reserves and other Lands Disposal Act, 1933, suspended the powers with respect to the revaluation of rural Crown and settlement lands during the period between the 10th March, 1933, and the 1st July, 1935, and it is deemed advisable to extend the operation of the section for another year from the last-mentioned date.

Clause 4: Validating a certain payment by the Taieri Lake Domain Board (file L. and S. 1/182).—A Mr. Jesse Griffiths, who held a lease over 206 acres of the Taieri Lake Domain for a term of three years from the 1st March, 1930, at an annual rental of £135, applied to the controlling Board for a reduction in rental. The Board considered the application at a meeting held on the 28th November, 1931, and resolved that a refund of £32 10s. for that current half-year should be granted. This amount was duly paid to Mr. Griffiths. The Board, however, had no authority to make such a refund, and legislation is therefore necessary to validate the matter. The Board acted in good faith, and the concession made to the lessee was a fair and a reasonable one.

Clause 5: Amending First Schedule to Manukau Harbour Control Act, 1911 (file L. and S. 15/46/11).—By section 92 of the Reserves and other Lands Disposal and Public Bodies Empowering Act, 1910, an area of tidal land, known as the "Basin" Onehunga, containing 16 acres 2 roods, was vested in the Onehunga Borough Council to be held by it subject to the provisions of the Public Reserves and Domains Act, 1908. By virtue, however, of the provisions of the Manukau Harbour Control Act, 1911, the above area was inadvertently included in the schedule of lands to be vested in the Auckland Harbour Board. The effect of the clause, to which neither the Harbour Board nor the Marine Department offer any objection, is to exclude the "Basin" from the lands to which the Auckland Harbour Board is entitled under the provisions of the Manukau Harbour Control Act, 1911.

Clause 6: Empowering trustees appointed under section 32 of the Reserves Disposal and Exchange Act, 1895, to pay certain trust funds to the Pohangina County Council. Repeal (file L. and S. 22/3630/39).—Pursuant to the provisions of section 32 of the Reserves Disposal and Exchange Act, 1895, Section 7, Block V, Township of Pohangina, was vested in trustees to hold and administer the same as a site for a public hall and to pay over to the Palmerston North Hospital Board the net proceeds and profits received in respect of the said section. The hall originally built on this section has

been sold and the trustees have in hand a sum of £28 12s. 11d. which it is desired should be used to help to meet the cost of the erection of a new hall by the Pohangina County Council. The Palmerston North Hospital Board, which by section 32 above mentioned is entitled to the moneys held by the trustees, has agreed to waive its claim thereto, provided its action is validated by legislation. The clause also provides for the repeal of the above-mentioned section 32, as it is intended to cancel the vesting and uplift the reservation over the land described therein, full provision for land for a hall-site having been made by the vesting of two adjoining Sections Nos. 8 and 9 in the Pohangina County Council for that purpose.

Clause 7: Authorizing the diversion of moneys derived from the Westport No. 2 Domain towards the establishment of an aerodrome at Westport (file L. and S. 6/11/63).—It is intended to reserve approximately 60 acres of land at Westport as a site for an aerodrome, and to vest the control thereof in the Westport Borough Council. The land concerned is Crown land under the jurisdiction of the Marine Department, but there is no objection to its being made available for aviation purposes, subject to the condition that if at any time the land is required for harbour or industrial purposes it shall revert to the Crown free of any encumbrance. The Borough Council, which constitutes the Board having control of the Westport No. 2 Domain, desires that portion of the funds standing to the credit of the Domain Account should be made available for the establishment and improvement of the aerodrome. The Domain is not used for recreation purposes, and is at present leased for a term of twenty-one years, the credit balance in the Domain Account being at present approximately £400. This money cannot be expended to any advantage on the domain, and under the circumstances it is considered reasonable to authorize the diversion of portion to aerodrome purposes. Notice of the intention to use the domain funds for the above-mentioned purpose has been advertised in the local papers without any objections being received.

Clause 8: Validating burial of Dr. Leonard Cockayne in land forming part of the Otari Native Plant Museum (file L. and S. 4/166).—This clause validates the burial of the late Dr. Leonard Cockayne, C.M.G., F.R.S., Hon.D.Sc.(N.Z.), Ph.D., &c., in the Otari Plant Museum. As the late Dr. Cockayne was intimately connected with the Museum and largely instrumental in its creation it was considered fitting that his last resting-place should be situated therein.

Clause 9: Extending powers of leasing of the Inglewood Borough Council with reference to parts Sections 189 and 190, Town of Inglewood, held in trust as a site for a public library and mechanics' institute (file L. and S. 22/3630/46).—There is vested in the Inglewood Borough Council in trust for a public library and mechanics' institute an area of 1 rood 28 perches of which approximately 19.9 perches only is required for library purposes. Over portions of the balance leases for terms of twenty-one years from 1898 with rights of renewal for similar terms were granted by the local authority and its action was validated by the Inglewood Town Board Leases Validation Act, 1904. This Act, however, merely validated the Board's action, and did not confer any further leasing-powers. The Borough Council now desires with respect to the portion of the reserve not occupied by the library to be given the leasing-powers contained in sections 157, 158, 159, and 162 of the Municipal Corporations Act, 1933, and, in addition, the power to accept the surrender of existing leases and to offer new leases containing definite building covenants to the present lessees for the full term allowed by section 158 above-mentioned without the necessity of submitting the leases for public tender or public auction.

Clause 10: Exempting the Christchurch Returned Soldiers' Association from liability for rates in respect of part Reserve 212 (file L. and S. 6/1/523).—Section 13 of the Reserves and other Lands Disposal Act, 1933, authorized the Christchurch City Council to grant to the Christchurch Returned Soldiers' Association, Incorporated, for the

purpose of establishing a soldiers' and sailors' settlement a lease of part of a municipal reserve for a term of thirty years at a peppercorn rental. The City Council now desires that the lessee association or any persons lawfully occupying the land under the said lease shall be exempt from liability for rates, and that all rates (if any) due and payable in respect of the said land shall be remitted.

Clause 11: Vesting certain Maori burial-grounds in His Majesty as sand-dune reclamation areas (file L. and S. 7/784).—This clause relates to certain Native burial-grounds in the Woodhill-Helensville sand-dune reclamation area. The location and extent of these burial-grounds were fixed on the ground by a representative of the Natives interested, who agreed on behalf of those he represented to the burial-grounds being proclaimed or vested in His Majesty as sand-dune reclamation areas, subject to the right of the Natives interested to bury deceased Natives therein. The burial-grounds will thus be permanently fixed and maintained so that they may be easily located and not disfigured by the shifting sand. The fixing of these areas is necessary to prevent sand shifting and being blown inland on to valuable dairying lands on to which sand encroaches as much as 40 ft. during a blow. Already some £18,000 of Crown money has been spent in attempting to fix sand in this locality, and unless the work is carried out in a systematic manner the expenditure already incurred will be wasted. Between 2,000 and 3,000 acres of these sand-dune lands owned by Europeans have already been handed over to the Crown for sand-fixation purposes.

Clause 12: Cancelling the reservation as a provisional State forest over certain land in Nelson Land District and setting the same apart as a scenic reserve (file L. and S. 4/322).—The land dealt with in this clause comprises an area of 1,250 acres, and is situated near Lake Rotoiti, Nelson. Extensive scenic reservations exist around the shores and in the vicinity of the lake, and arrangements are at present in hand to reserve a further large area of Crown land in the locality. On the completion of these arrangements the provisional State forest area would be the only considerable piece of bush about the lake not under scenic reservation, and under the circumstances the State Forest Service has agreed to the proposal so as to complete the chain of scenic reservations in that locality.

Clause 13: Section 168 of Reserves and other Lands Disposal and Public Bodies Empowering Act, 1924, amended (file L. and S. 1/456).—The Lake Ellesmere Domain Board (now known as the Springston South Domain Board) was empowered by section 168 of the Reserves and other Lands Disposal and Public Bodies Empowering Act, 1924, to grant licenses over some $7\frac{1}{2}$ acres of the domain, and to authorize licensees thereof to erect dwellings thereon. Each license was limited to an area having a frontage not exceeding 50 links and a depth not exceeding 100 links—*i.e.*, to a maximum area of 8 perches. Before the passing of the legislation certain dwellings had been erected in such positions that they could not be brought within a sectional layout as limited by the legislative restriction, and the erection of further dwellings not actually within the boundaries laid out has since further complicated the position. It is therefore deemed desirable to recast the layout of the existing building sections in order that each building may be wholly within a section, and the proposed amendment will enable this to be done. No alteration will take place in the majority of the existing sections, but the areas of the sections whose boundaries will be altered will generally be increased, and this will be a move in the right direction. Some ninety dwellings, some of which are of a fairly substantial nature, are erected on the building portion of the domain.

Clause 14: Authorizing the sale of certain reserves in Block X, Christchurch Survey District, and providing for the application of the proceeds of such sale in or towards the acquisition of land for public domain (file L. and S. 6/1/438).—There are situated within the Fendalton Riding of the Waimairi County a number of small reserves which have become vested in the Crown upon the subdivision of private properties. Certain of these reserves will be required for public use in the future, but there are six which

could be sold without detriment to the district. The Waimairi County Council is the sponsor of a scheme having for its object the sale of the six reserves referred to above to assist in the purchase of a suitable public domain. The Council's intention is to raise a loan to pay for the land it is proposed to acquire, and to use the moneys obtained from the sale of the six reserves towards redeeming the loan. The land when acquired will be vested in the Crown as a public domain. The proposal to sell the reserves has been advertised in the Christchurch newspapers, and no objections have been received. The clause gives authority for the sale of the reserves, and for the proceeds to be paid to the County Council towards the redemption of the loan to be raised.

Clause 15: Adjustment of boundaries between State forest and scenic reserve in Block VII, Paeroa Survey District, Auckland Land District (file L. and S. 331).—This clause deals with an adjustment of the boundary between the Waitotapu Scenic Reserve and the Waitotapu Plantation. At the present time a small portion of the scenic reserve adjoining the Echo or Blue Lake is included within the fire-break maintained by the State Forest Service, while an unplanted portion of the plantation adjoining the scenic reserve is outside the fire-break. It has been decided to adopt the existing fire-break as the boundary between the scenic reserve and the plantation, and the clause adjusts the matter by making an area of 7 acres 2 roods 30 perches of the scenic reserve a reserve for State forest purposes, and by setting apart for scenic purposes an area of 9 acres 1 rood 20 perches of the Waitotapu Plantation Reserve. The Tourist Department controls the administration of the Waitotapu Scenic Reserve, and the area of 9 acres 1 rood 20 perches will later on, when certain additional reservations of Crown land in the locality containing interesting thermal features have been completed, be placed under that Department's control.

Clause 16: Cancelling reservation as permanent State forest over certain land in Auckland Land District, and setting the same apart as a scenic reserve (file L. and S. 331).—The land dealt with in this clause comprises an area of 26 acres 3 roods 37 perches, and forms a projecting tongue of the Waitotapu Plantation lying between Hickey's Road and Weir's Road at Waitotapu. It has no value for afforestation purposes, but contains the Venus Bath and other thermal features of interest. The clause makes it a scenic reserve, and it is proposed later on to place it, together with certain areas of adjoining Crown land now in process of reservation, under the control of the Tourist Department, which already controls the existing scenic reserve at Waitotapu.

Clause 17: Providing for the vesting of certain land in Waitangi National Trust Board (file L. and S. 4/417).—The lands dealt with in this clause comprise certain township sections adjoining the Waitangi National Trust property. The areas have been acquired by the Crown for historic purposes, and it is desired to provide authority whereby they can be vested in the Board constituted under the Waitangi National Trust Board Act, 1932, to be held by that body for the purposes of the trust.

Clause 18: Reconstituting the Wanganui River Trust and Board (file L. and S. 1/440).—The Wanganui River Trust and Board controls extensive areas of domain land along the banks of the Wanganui River and also exercises certain of the powers of a River Board. The Trust as at present constituted comprises thirteen members—viz., the members of Parliament for the Electoral Districts of Wanganui, Waimarino, Patea, and Rangitikei, three persons elected by the burgesses of Wanganui, two persons elected by the burgesses of Taumarunui, three persons elected by the county ratepayers, and one person appointed by the Governor-General. Under certain arrangements recently made in connection with the mail contract on the Wanganui River, the responsibility of keeping the river open for traffic will be undertaken by the contractor. This means a very material change in the functions of the Trust, and under the circumstances it is considered that in the interests of economy the membership could be considerably reduced. The clause provides that on and after a date to be fixed

by Order in Council the River Trust and Board shall consist of three members to be appointed by the Governor-General in Council, and that on such date the present members shall retire from office. Provision is also made for reverting to the old constitution at any time should circumstances warrant such a course.

Clause 19: Authorizing Public Trustee to hold lease of small grazing - run (file L. and S. 8/1/3).—This clause authorizes the Public Trustee to hold a lease of Small Grazing-run No. 15, Matata Parish, containing 5,897 acres 1 rood 24·8 perches. The position is that the Public Trustee acting as executor in a deceased estate as mortgagee offered the leasehold for sale through the Registrar of the Supreme Court, and no outside bids being forthcoming, bought in the lease on behalf of the estate. It is considered essential in the interests of the estate that the Public Trustee should hold the lease pending disposal of the property to the best advantage. However, he is unable to make the declaration required under the Land Act, and under the circumstances it is considered necessary to waive the usual declaration.

Clause 20: Cancelling the reservation over provisional State forest areas in Otago and Southland Land Districts, and setting the same apart for national-park purposes (file L. and S. 4/676).—The areas dealt with in this clause comprise some 48,440 acres of provisional State forest reserves situated generally in the Eglinton and Upper Hollyford Valleys along the route of the new Te Anau-Milford Sound Road. It is proposed to add these areas, together with some 90,650 acres of Crown land, to the Sounds National Park in order to bring as much land as possible along the new tourist road within the boundaries of the Park. The Crown land areas are being dealt with under existing statutory authority, but special legislation is necessary to deal with the provisional State forest areas. The proposal has received the hearty approval of the State Forest Service. The lands to be dealt with are almost totally unfitted for settlement purposes, but offer an unrivalled combination of river, lake, bush, and mountain scenery, and it is considered essential that they should be set apart for all time as part of the national heritage.

Clause 21: Old Karori Borough Council Chambers' site vested in Wellington City Corporation (file L. and S. 48636).—The old Karori Borough Council Chambers (now used as a public library, &c.) is erected upon an area of Crown land, which, but for the fact that many years ago a number of interments had been made there, would have been vested in the Karori Borough Council for municipal purposes. In 1905 the Lands Department promised to endeavour to obtain legislative authority for the issue of a title to the Borough Council. No legislation was provided, however, and the matter appears to have been lost sight of. The old Karori Borough is now part of Wellington, and the City Council recently raised the question of the issue of a title. The matter has been closely looked into, both by the Lands Department and the Department of Health, and the conclusion arrived at that there is no good reason why title should not issue, provided that if at any time the present building is removed the actual area occupied by the remains should be set aside as a reserve, or the remains disinterred and interred elsewhere. The clause accordingly vests the site in the City Council for municipal purposes subject to the above condition.

Hon. Mr. Ransom.

RESERVES AND OTHER LANDS DISPOSAL.

ANALYSIS.

- | Title. | |
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| 1. Short Title. | 12. Cancelling the reservation as a provisional State forest over certain land in Nelson Land District and setting the same apart as a scenic reserve. |
| 2. Section 12 of Reserves and other Lands Disposal Act, 1932-33, amended. Repeal. | 13. Section 168 of Reserves and other Lands Disposal and Public Bodies Empowering Act, 1924, amended. |
| 3. Section 13 of Reserves and other Lands Disposal Act, 1932-33, amended. | 14. Authorizing the sale of certain reserves in Block X, Christchurch Survey District, and providing for the application of the proceeds of such sale in or towards the acquisition of land for a public domain. |
| 4. Validating a certain payment by the Taieri Lake Domain Board. | 15. Adjustment of boundaries between State forest and scenic reserve in Block VII, Paeroa Survey District, Auckland Land District. |
| 5. Amending First Schedule to Manukau Harbour Control Act, 1911. | 16. Cancelling reservation as permanent State forest over certain land in Auckland Land District, and setting the same apart as a scenic reserve. |
| 6. Empowering trustees appointed under section 32 of Reserves Disposal and Exchange Act, 1895, to pay certain trust funds to the Pohangina County Council. Repeal. | 17. Providing for the vesting of certain land in Waitangi National Trust Board. |
| 7. Authorizing the diversion of moneys derived from the Westport No. 2 Domain towards the establishment of an aerodrome at Westport. | 18. Reconstituting the Wanganui River Trust and Board. |
| 8. Validating burial of Dr. Leonard Cockayne in land forming part of the Otari Native Plant Museum. | 19. Authorizing Public Trustee to hold lease of small grazing-run. |
| 9. Extending powers of leasing of the Inglewood Borough Council with reference to parts Sections 189 and 190, Town of Inglewood, held in trust as a site for a public library and mechanics' institute. | 20. Cancelling the reservation over provisional State forest areas in Otago and Southland Land Districts, and setting the same apart for national-park purposes. |
| 10. Exempting the Christchurch Returned Soldiers' Association from liability for rates in respect of part Reserve 212. | 21. Old Karori Borough Council Chambers' site vested in the Wellington City Corporation. |
| 11. Vesting certain Maori burial-grounds in His Majesty as sand-dune reclamation areas. | |

A BILL INTITULED

Title.	AN ACT to provide for the Sale, Reservation, and other Disposition of certain Reserves, Crown Lands, Endowments, and other Lands, to validate certain Transactions, and to make Provision in respect of certain other Matters.	5
Short 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 Reserves and other Lands Disposal Act, 1934.	10
Section 12 of Reserves and other Lands Disposal Act, 1932-33, amended. Repeal.	2. Subsection two of section twelve of the Reserves and other Lands Disposal Act, 1932-33, as amended by section twenty-one of the Reserves and other Lands Disposal Act, 1933, is hereby further amended by omitting the words "nineteen hundred and thirty-five", and substituting the words "nineteen hundred and thirty-six", and the said section twenty-one is hereby consequentially repealed.	15
Section 13 of Reserves and other Lands Disposal Act, 1932-33, amended.	3. Section thirteen of the Reserves and other Lands Disposal Act, 1932-33, as amended by section twenty-two of the Reserves and other Lands Disposal Act, 1933, is hereby further amended by omitting the words "nineteen hundred and thirty-five", and substituting the words "nineteen hundred and thirty-six".	20 25
Validating a certain payment by the Taieri Lake Domain Board.	4. Notwithstanding anything to the contrary in any Act or rule of law, the payment during the financial year ended the thirty-first day of March, nineteen hundred and thirty-two, by the Taieri Lake Domain Board to Jesse Griffiths, a lessee of portion of the said domain under a deed of lease made on the first day of March, nineteen hundred and thirty, of the sum of thirty-two pounds ten shillings, being a refund of part of the rent paid by the said Jesse Griffiths under the said deed of lease for the period from the first day of September, nineteen hundred and thirty-one, to the twenty-ninth day of February, nineteen hundred and thirty-two, is hereby validated and declared to have been lawfully made by the said Board and to have been lawfully received by the said Jesse Griffiths.	30 35 40

5 5. The First Schedule to the Manukau Harbour Control Act, 1911, is hereby amended as from the passing of that Act by inserting, after the words "Second Schedule hereto", the words "and the lands described in subsection two of section ninety-two of the Reserves and other Lands Disposal and Public Bodies Empowering Act, 1910.

Amending First Schedule to Manukau Harbour Control Act, 1911.

10 6. Whereas Section 7, Block V, Township of Pohangina, is by virtue of the powers contained in section thirty-two of the Reserves Disposal and Exchange Act, 1895, vested in trustees to hold and administer the same as a site for a public hall and to pay over to the Palmerston North Hospital Board the net proceeds of all rents and profits received in respect of the said section: 15 And whereas the said section is not now suitable for the purposes of a public hall and the aforementioned trustees are desirous of paying to the Pohangina County Council, towards the cost of a new hall to be erected on land vested in the Corporation of the County of Pohangina for 20 that purpose, the balance of the said rents and profits held by them: And whereas the Palmerston North Hospital Board is agreeable to the above-mentioned proposal: Be it therefore enacted as follows:—

Empowering trustees appointed under section 32 of Reserves Disposal and Exchange Act, 1895, to pay certain trust funds to the Pohangina County Council.

25 (1) Notwithstanding anything to the contrary in section thirty-two of the Reserves Disposal and Exchange Act, 1895, or in any other Act, the trustees of Section 7, Block V, Township of Pohangina, are hereby empowered to pay over the sum of twenty-eight pounds twelve shillings and elevenpence, being the balance of the net 30 proceeds of all rents and profits received in respect of the said Section 7, to the Pohangina County Council, to be expended by it towards the cost of erection of a new hall on Sections 8 and 9, Block V, Township of Pohangina.

35 (2) Section thirty-two of the Reserves Disposal and Exchange Act, 1895, is hereby repealed.

Repeal.

40 7. Whereas it is intended to reserve the land hereinafter described as a site for an aerodrome and to vest the control thereof in the Westport Borough Council: And whereas the said Council is also the Board having control of the Westport No. 2 Domain: And whereas the moneys received in respect of the said Domain are not likely to be wholly required in connection therewith and authority is desired to apply a portion of the said moneys

Authorizing the diversion of moneys derived from the Westport No. 2 Domain towards the establishment of an aerodrome at Westport.

in establishing, managing, administering, or improving the said proposed aerodrome: Be it therefore enacted as follows:—

(1) Notwithstanding anything to the contrary in the Public Reserves, Domains, and National Parks Acts, 1928, or in any other Act, portion of the funds of the Westport No. 2 Domain may from time to time, but subject in each case to the approval of the Minister of Lands, be used in establishing an aerodrome on the land hereinafter described, and in managing, administering, and improving such land for aerodrome purposes. 5 10

(2) The land proposed to be set apart as a site for an aerodrome as hereinbefore mentioned is particularly described as follows:—

All that area in the Nelson Land District, containing approximately sixty acres, being Section 1140, Town of Westport, and Sections 35 and 36, Block III, Kawatiri Survey District. 15

Validating burial of Dr. Leonard Cockayne in land forming part of the Otari Native Plant Museum.

8. (1) Notwithstanding anything to the contrary in the Cemeteries Act, 1908, or any other Act, the burial of the body of the late Leonard Cockayne, Ph.D., in the land hereinafter described (and hereinafter referred to as the said land), being portion of the land vested in the Corporation of the City of Wellington, and known as the Otari Native Plant Museum, is hereby declared to have been lawfully made. 20 25

(2) The widow of the said Leonard Cockayne may hereafter be buried in the said land, and no other person shall hereafter be buried therein.

(3) Sections eighty-three to eighty-nine and ninety-one of the Cemeteries Act, 1908, shall apply to the said land in all respects as if it were a burial-ground under that Act and the Wellington City Council the managers thereof. 30

(4) The said land is particularly described as follows:—

All that piece or parcel of land in the City of Wellington, containing an area of seventy-nine hundredths of a perch, more or less, being part Section 1, Kaiwarra Registration District, Block VI, Port Nicholson Survey District (Land Transfer Office Plan A/2512): as the same is more particularly delineated on plan numbered 332/26, deposited in the Office of the Chief Surveyor at Wellington, and thereon coloured red, and bounded as follows: commencing at a point distant 175·67 links, on a bearing of 178° 2' 20" from the southernmost corner of Plan 35 40

A/2512 ; thence on a bearing of $60^{\circ} 11'$, for a distance of 18.18 links ; thence on a bearing of $150^{\circ} 11'$, for a distance of 27.27 links ; thence on a bearing of $240^{\circ} 11'$, for a distance of 18.18 links ; and thence on a bearing of
 5 $330^{\circ} 11'$, for a distance of 27.27 links, to the point of commencement.

9. Whereas by an Order in Council, dated the ninth day of May, eighteen hundred and ninety-eight, and published in the *Gazette* of the twelfth day of that month,
 10 Sections 189 and 190, Town of Inglewood, were vested in the Inglewood Town Board in trust for a site for a public library and mechanics' institute: And whereas such sections are now vested in the Corporation of the Borough of Inglewood in trust as aforesaid: And whereas a
 15 subdivisional plan of such sections has been deposited in the Land Transfer Office at New Plymouth under Number 5440: And whereas Lot 3 on such plan is occupied by a building housing the Inglewood Public Library: And whereas the remaining Lots 1, 2, 4, 5, 6,
 20 and 7 on such plan (hereinafter referred to as the said lots) are not required for a site for a public library or mechanics' institute, but are leased to various tenants, all rents and profits therefrom being by virtue of section three of the Inglewood Town Board Leases Validation Act,
 25 1904, applied solely for the benefit of the Inglewood Public Library: And whereas the said lots being in the central business portion of the Borough of Inglewood, and in the "inner area" as defined by the building by-law of the said borough, it is desirable that the tenants thereof should
 30 have some more secure form of tenure: Be it therefore enacted as follows:—

(1) Notwithstanding anything to the contrary in the Public Reserves, Domains, and National Parks Act, 1928, or in any other Act, the Inglewood Borough Council
 35 (hereinafter referred to as the Council) shall have, in respect of the said lots, all powers of leasing and other powers set forth in sections one hundred and fifty-seven, one hundred and fifty-eight, one hundred and fifty-nine, and one hundred and sixty-two of the Municipal
 40 Corporations Act, 1933.

(2) The Council shall have in respect of the said lots, or any parts thereof, the power and authority to accept surrenders of all or any of the existing leases or tenancies and to grant to the then lessees or tenants thereunder new

Extending powers of leasing of the Inglewood Borough Council with reference to parts Sections 189 and 190, Town of Inglewood, held in trust as a site for a public library and mechanics' institute.

leases at rentals to be fixed by the Council by special order and for the terms and upon the conditions authorized by the aforesaid sections one hundred and fifty-seven, one hundred and fifty-eight, and one hundred and fifty-nine, except that it shall not be necessary for such new leases to be submitted for public auction or public tender as provided in paragraph (a) of the said section one hundred and fifty-nine. 5

(3) All leases granted under the authority of sub-sections *one* and *two* hereof may contain such covenants and provisions, not being contrary to the aforesaid sections one hundred and fifty-seven, one hundred and fifty-eight, and one hundred and fifty-nine of the Municipal Corporations Act, 1933, as the Council thinks fit, and in particular a covenant by each lessee to remove the existing buildings and to erect or construct new buildings on the land so leased to him in accordance with a design approved by the lessor and within such time and to such value as shall be fixed by the lessor in each particular case. 10 15 20

Exempting the
Christchurch
Returned
Soldiers'
Association from
liability for rates
in respect of
part Reserve 212.

10. Whereas by section thirteen of the Reserves and other Lands Disposal Act, 1933, the Christchurch City Council (hereinafter called the Council) was authorized to grant to the Christchurch Returned Soldiers' Association (Incorporated), (hereinafter called the Association), for the purpose of establishing a soldiers' and sailors' settlement, a lease of the land described in the said section at a peppercorn rental for a term of thirty years from the first day of October, nineteen hundred and thirty-three: And whereas the Council desires to grant the said lease upon the condition that the Association and any person or persons lawfully in occupation of the said land under the said lease shall not be liable to pay to the Council or any other local authority any rates during the said term of thirty years: Be it therefore enacted as follows:— 25 30 35

Notwithstanding anything to the contrary in the Rating Act, 1925, or in any other Act, no rates shall be made or levied during the said term of thirty years or until the earlier determination of the said lease in respect of the said land or of any interest therein by the Council or any other local authority now or at any time hereafter having power to make or levy rates of any description on the said land, and the Council and all such 40

other local authorities shall remit all rates (if any) due or payable in respect of the said land by the Association or by any person or persons lawfully under the said lease in occupation of the said land.

5 **11.** Whereas it is necessary to vest the lands hereinafter described in the Crown for sand-dune reclamation purposes: And whereas such lands comprise Native burial-grounds: And whereas the Natives interested in such burial-grounds through their representative have fixed the boundaries of the same, and have agreed to the said burial-grounds being vested in the Crown as sand-dune reclamation areas, subject to the right of such Natives to bury deceased Natives therein: Be it therefore enacted as follows:—

Vesting certain Maori burial-grounds in His Majesty as sand-dune reclamation areas.

10 (1) The Maori tribal burial-grounds in the North Auckland Land District hereinafter described are hereby vested in His Majesty the King for the purposes of sand-dune reclamation, subject to the right of aboriginal Natives interested in such land to bury deceased Natives herein.

20 (2) The areas to which this section relates are described as follows:—

25	Pokiaiti ..	Twenty acres, Block II, Kumeu Survey District.
	Ngapuketuruua ..	Twenty acres, Block II and V, Kumeu Survey District.
	Ruatiti ..	Twenty acres, Block V, Kumeu Survey District.
30	Atuahae ..	Fifteen acres, Block VIII, Kumeu Survey District.

As the said blocks of land are more particularly delineated on the plan marked P.W.D. 87959, deposited in the Office of the Minister of Public Works at Wellington, and thereon bordered yellow.

35 **12.** Whereas the land hereinafter described is a provisional State forest reserve set apart by Proclamation published in the *Gazette* of the twenty-fifth day of March, nineteen hundred and twenty, and is subject to the provisions of the Forests Act, 1921-22: And whereas it is desirable that the said land should be set aside as a scenic reserve subject to the provisions of the Scenery Preservation Act, 1908, as recommended by the Board constituted under that Act: Be it therefore enacted as follows:

Cancelling the reservation as a provisional State forest over certain land in Nelson Land District and setting the same apart as a scenic reserve.

(1) The reservation for provisional State forest purposes over the land hereinafter described is hereby cancelled, and the said land is hereby set apart as a scenic reserve, subject to the provisions of the Scenery Preservation Act, 1908. 5

(2) The land to which this section relates is particularly described as follows:—

All that area in the Nelson Land District, containing twelve hundred and fifty acres, more or less, situated in Blocks IV and VIII, Arnaud Survey District, and bounded as follows: Towards the east by Crown land, Scenic Reserve No. 11, Sections 3 and 4, Block V, Rotoiti Survey District, and Section 1, Block VIII, Arnaud Survey District; towards the south and south-west by Section 11, Block VIII, Arnaud Survey District; and towards the west and north-west by Crown land: As the same is more particularly delineated on the plan marked L. & S. 4/352, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red. 10 15 20

Section 168 of Reserves and other Lands Disposal and Public Bodies Empowering Act, 1924, amended.

13. Subsection three of section one hundred and sixty-eight of the Reserves and other Lands Disposal and Public Bodies Empowering Act, 1924, is hereby amended as from the passing of that Act by omitting the words "an area having a frontage exceeding fifty links or a depth exceeding one hundred links", and substituting the words "any allotment exceeding twenty perches". 25

Authorizing the sale of certain reserves in Block X, Christchurch Survey District, and providing for the application of the proceeds of such sale in or towards the acquisition of land for a public domain.

14. Whereas the Waimairi County Council (hereinafter called the Council) proposes to borrow by way of special loan a certain sum to enable it to acquire land in the Fendalton Riding as a public domain, and on the acquisition of such land to transfer the same to the Crown for that purpose: And whereas there are situated within the said Riding certain reserves which have become vested in the Crown upon the subdivision of private properties, and which could be sold without detriment to the district: And whereas it is desirable that the said reserves should be sold, and the proceeds therefrom paid to the Council to be applied as hereinafter appearing: Be it therefore enacted as follows:— 30 35 40

(1) Notwithstanding anything to the contrary in the Public Reserves, Domains, and National Parks Act, 1928, or in any other Act, the existing reservations over the lands hereinafter described are hereby cancelled and such

lands are hereby declared to be Crown land available for disposal by way of sale for cash under the Land Act, 1924.

(2) A sum or sums equal to the moneys paid to the credit of the Land for Settlements Account as proceeds of the sale of the lands hereinafter described, pursuant to the authority conferred by the *last preceding* subsection, less the costs of the sale of such lands, may from time to time, as directed by the Minister of Lands and without further appropriation than this section, be paid out of that Account to the Council, and all such moneys shall when received be paid by the Council into the sinking fund of any loan raised by it for the purpose of acquiring land for a public domain as aforesaid, or be otherwise applied towards the redemption of such loan :

Provided that should any other moneys have been paid out of the District Fund of the Council into such sinking fund, or in or towards repayment of the loan aforesaid, the Council may apply the whole or any portion of the moneys received from the Crown in terms to this section in recouping the District Fund.

(3) The lands to which subsection *one* hereof relates are particularly described as follows:—

All those areas in the Canterbury Land District, containing together by admeasurement two acres one rood fifteen perches, more or less, being Reserves Numbered 4087, 4114, 4123, 4127, 4178, and 4196, situated in Block X, Christchurch Survey District: As the same are more particularly delineated on the plans marked L. and S. 6/1/438 A, B, C, D, E, and F, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

15. Whereas the land described in subsection *three* hereof forms portion of a reserve for scenic purposes set apart by Proclamation published in the *Gazette* of the nineteenth day of March, nineteen hundred and eight, and is now subject to the provisions of the Scenery Preservation Act, 1908: And whereas the said scenic reserve was brought under the operation of and declared to be subject to the provisions of the Tourist and Health Resorts Control Act, 1908, and the control of such reserve was vested in the Minister of the Crown for the time being having the administration of that Act by Orders in

Adjustment of boundaries between State forest and scenic reserve in Block VII, Paeroa Survey District, Auckland Land District.

Council published respectively in the *Gazettes* of the second day of February and the second day of March, nineteen hundred and thirty-three: And whereas the said land contains no scenic features of particular interest, and has been used and maintained for fire-protection purposes in connection with the Waiotapu Plantation, and it is desirable that it be set aside for State forest purposes: And whereas the land described in subsection *four* hereof forms portion of that part of State Forest No. 84 set apart by Proclamation published in the *Gazette* of the thirty-first day of January, nineteen hundred and twenty-nine, and is now subject to the provisions of the Forests Act, 1921-22: And whereas such land is situated between the existing fire-break used and maintained in connection with the Waiotapu Planatation and the scenic reserve hereinbefore referred to, and it is desirable that it should be set apart for scenic purposes in order to make the boundary between the plantation and the scenic reserve conform with such fire-break: Be it therefore enacted as follows:—

(1) The reservation for scenic purposes over the land described in subsection *three* hereof, and the bringing of such land under the operation of the Tourist and Health Resorts Control Act, 1908, together with the vesting of control in the Minister of the Crown for the time being having the administration of that Act as hereinbefore referred to, are hereby cancelled, and the said land is hereby set apart as a permanent State forest subject to the provisions of the Forests Act, 1921-22.

(2) The reservation for permanent State forest purposes over the land described in subsection *four* hereof is hereby cancelled, and the said land is hereby set apart as a scenic reserve subject to the provisions of the Scenery Preservation Act, 1908.

(3) The land to which subsection *one* hereof relates is particularly described as follows:—

All that area in the Auckland Land District, containing by admeasurement seven acres two roods thirty perches, more or less, being part Section 5, Block VII, Paeroa Survey District: bounded towards the north-east by State Forest No. 84, 1942·6 links; towards the south-east by Echo Lake; and towards the south-west generally by part Section 5, Block VII, Paeroa Survey District, 1287·6 links and 205·9 links: be all the aforesaid linkages more or less. As the same is more particularly

delineated on the plan marked L. and S. 331D, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red. (Auckland plan, S.O. 27664.)

- 5 (4) The land to which subsection *two* hereof relates is particularly described as follows:—

All that area in the Auckland Land District, containing by admeasurement nine acres one rood twenty perches, more or less, being part State Forest No. 84, situated in
10 Block VII, Paeroa Survey District: bounded towards the north-west by the Waiotapu Stream; towards the north-east generally by part State Forest No. 84, 1759·9 links and 297·5 links; and towards the south-west by part Section 5, Block VII, Paeroa Survey District, 1766·4 links:
15 be all the aforesaid linkages more or less. As the same is more particularly delineated on the plan marked L. and S. 331E, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red. (Auckland plan, S.O. 27664.)

- 20 **16.** Whereas the land hereinafter described forms portion of an area set apart as a permanent State forest by Proclamation published in the *Gazette* of the thirty-first day of January, nineteen hundred and twenty-nine, and is now subject to the provisions of the Forests
25 Act, 1921-22: And whereas it is desirable that the said land should be set apart as a scenic reserve subject to the provisions of the Scenery Preservation Act, 1908, as recommended by the Board constituted under that Act: Be it therefore enacted as follows:—

- 30 (1) The reservation for permanent State forest purposes over the land hereinafter described is hereby cancelled, and the said land is hereby set apart as a scenic reserve, subject to the provisions of the Scenery Preservation Act, 1908.

- 35 (2) The land to which the *last preceding* subsection relates is particularly described as follows:—

All that area in the Auckland Land District, containing by admeasurement twenty-six acres three roods thirty-seven perches, more or less, situated in Blocks III
40 and VII, Paeroa Survey District, and being formerly part Paeroa East No. 1A West: bounded—commencing at the junction of Hickey's Road with Weir's Road, towards the west generally by the eastern side of the said Hickey's Road, 850·2 links, bearing 6° 29'; thence

Cancelling reservation as permanent State forest over certain land in Auckland Land District, and setting the same apart as a scenic reserve.

501.4 links, bearing $39^{\circ} 8'$; thence 846 links, bearing $21^{\circ} 5'$; thence 604.3 links, bearing $347^{\circ} 58'$; thence 608.5 links, bearing $342^{\circ} 27' 30''$; towards the north-east by permanent State forest reserve by a right line, 2798.4 links, bearing $130^{\circ} 58' 20''$; towards the south-east generally by the north-western side of Weir's Road aforesaid, 162.8 links, bearing $232^{\circ} 28'$; thence 371.9 links, bearing $247^{\circ} 58'$; thence 544.2 links, bearing $263^{\circ} 28'$; thence 720.2 links, bearing $247^{\circ} 20'$; thence 274.1 links, bearing $243^{\circ} 36'$; thence 888.4 links, bearing $222^{\circ} 6'$, to the point of commencement: be all the aforesaid linkages more or less. As the same is more particularly delineated on the plan marked L. and S. 331G, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

Providing for the vesting of certain land in Waitangi National Trust Board.

17. Whereas by Proclamation published in the *Gazette* of the twenty-first day of September, nineteen hundred and thirty-three, certain lands in the Waitangi Parish, Block IV, Kawakawa Survey District, North Auckland Land District, were taken for historic purposes under the provisions of the Public Works Act, 1928, the Scenery Preservation Act, 1908, and the Scenery Preservation Amendment Act, 1910: And whereas it is desirable that provision should be made for the vesting of the lands so taken in the Waitangi National Trust Board constituted under the provisions of the Waitangi National Trust Board Act, 1932: Be it therefore enacted as follows:—

(1) The Governor-General may, by Warrant under his hand, authorize the District Land Registrar of the Land Registration District of Auckland to issue free of cost a certificate of title to the Waitangi National Trust Board for an estate in fee-simple in the lands hereinafter described:

Provided that such lands shall be held by the Board for the purposes of the trust.

(2) The lands to which subsection *one* hereof relates are described as follows:—

All that area in the North Auckland Land District, situated in Block IV, Kawakawa Survey District, containing by admeasurement thirty acres two roods thirty perches and seventy-five hundredths of a perch, more or less, being the lands taken for historic purposes by

Proclamation dated the eighth day of September, nineteen hundred and thirty-three, gazetted on the twenty-first day of that month, and shown coloured as indicated within the said Proclamation on plan marked P.W.D. 5 85739, deposited in the office of the Minister of Public Works at Wellington.

18. (1) On and after a date specified by the Governor-General by Order in Council in that behalf and so long as such Order in Council remains in force, the Wanganui River Trust (hereinafter called the Trust) constituted by the Wanganui River Trust Act, 1891, and the Wanganui River Trust Board (hereinafter called the Board) constituted pursuant to section four of the Wanganui River Trust Amendment Act, 1922 (hereinafter called the Amendment Act), shall consist of three members to be from time to time appointed by the Governor-General in Council instead of the persons mentioned in section two of the Amendment Act, and on that date the members of the Trust and Board then in office shall retire, but every such member shall be eligible for appointment under this section.

Reconstituting
the Wanganui
River Trust and
Board.

(2) The Trust and the Board with membership as provided by the *last preceding* subsection shall for all purposes continue to be the same Trust and Board as before the passing of this Act.

(3) Every member of the Trust and Board appointed pursuant to this section shall hold office during the pleasure of the Governor-General in Council, but may at any time resign his office by writing under his hand addressed to the Minister of Lands.

(4) While such Order in Council remains in force nothing in section five of the Amendment Act shall have any application to the Trust or the Board.

(5) Such Order in Council may at any time in like manner be revoked as from a date specified in the revoking Order in Council, and on that date this section shall be deemed to be repealed, and elections and an appointment of members shall be held and made under section five of the Amendment Act as if they were the first elections and appointment contemplated by that section, all the other provisions of which shall thereafter apply as if this section had not been passed.

Authorizing
Public Trustee
to hold lease
of small
grazing-run.

19. Whereas the Public Trustee as executor of the will of James McCutchan, late of Katikati, Farmer (deceased), being registered as mortgagee of lease numbered seventy-eight, registered in Volume 210, folio 85, Auckland Registry, of Small Grazing-run 15, Allotment 63c, Matata Parish, Auckland Land District, in exercise of the powers conferred by the mortgage offered the said lease for sale through the Registrar of the Supreme Court, and, no other bids being forthcoming, bought in the said lease: And whereas it is necessary to authorize the Public Trustee to hold the said lease pending disposal thereof in the interests of the estate concerned: Be it therefore enacted as follows:—

Notwithstanding anything to the contrary in the Land Act, 1924, or in any other Act, the Public Trustee may hold the said lease, and a transfer of the said lease to him may be registered without the making by him of any declaration pursuant to sections ninety and ninety-seven of the said Land Act, 1924.

Cancelling the
reservation over
provisional State
forest areas in
Otago and
Southland Land
Districts, and
setting the same
apart for
national-park
purposes.

20. Whereas the lands hereinafter described form portions of provisional State forests set apart by Proclamations published in the *Gazette* of the eighth day of May, nineteen hundred and nineteen, and the twenty-fifth day of March, nineteen hundred and twenty, and are now subject to the provisions of the Forests Act, 1921-22: And whereas it is desirable that the said lands should be set apart for national-park purposes under and subject to the provisions of Part I of the Public Reserves, Domains, and National Parks Act, 1928: Be it therefore enacted as follows:—

(1) The reservation for provisional State forest purposes over the lands hereinafter described is hereby cancelled, and the said lands are hereby set apart for national-park purposes under and subject to the provisions of the Public Reserves, Domains, and National Parks Act, 1928, and are hereby declared to form part of the Sounds National Park.

(2) The lands to which this section relates are particularly described as follows:—

Firstly, all that area in the Otago Land District, containing by estimation eighteen thousand acres, more or less, situated in the Hollyford, Caples, and Greenstone Survey Districts: commencing at a point on Cascade Creek due east from Mount Madeline—bounded, towards

the north by Cascade Creek; towards the north-east, north, and east generally by Run 471, Tutoko Creek, Hollyford River, and Pass Creek; towards the north by Caples Survey District; towards the east generally
5 by the forest-line; towards the south and west by Run 418; towards the south-east by the Southland Land District; thence towards the south, north-west, and west generally by the forest-line to the point of commencement. As the same is delineated on the plan
10 marked L. and S. 4/676, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

Secondly, all those areas in the Southland Land District, containing together by estimation thirty thousand
15 four hundred and forty acres, more or less, and described as follows:—

All that area, containing twenty-nine thousand one hundred acres, situated in Eglinton, Swinton, Clintonside, and Greenstone Survey Districts: bounded towards the
20 north by the Land District boundary (*Gazette*, 1924, page 1582); towards the east generally by the bush-edge; and towards the south by a right line running due west from the highest point of Winton Peak in Block II, Swinton Survey District; towards the north-
25 west, south, and south-east by the bush-edge; towards the west by the Sounds National Park (*Gazette*, 1905, page 544); again towards the north by the bush-edge; and again towards the west by Eglinton and Clinton Survey Districts; again towards the north by a right
30 line between the highest points of Mount Eglinton and Moffat Peak; and again towards the west and the north-west by the bush-edge: save and excepting out of the above-described area Lakes Fergus and Gunn.

Also all that area, containing thirteen hundred and
35 forty acres, situated in Clintonside Survey District; and bounded generally towards the east and south-east by the east branch of the Eglinton River; and towards the south-west, west, and north by the bush-edge.

As the same are delineated on the plan marked
40 L. and S. 4/676A, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

Old Karori
Borough Council
Chambers' site
vested in
Wellington City
Corporation.

21. The area of Crown land situated in the City of Wellington, hereinafter described, being the Old Karori Borough Council Chambers' site, is hereby vested in the Corporation of the City of Wellington for municipal purposes, subject to the condition that if at any time the present building is removed and it is discovered that any portion of the area is occupied by human remains, such portion shall be set aside as a reserve and not used for any building purposes, or that the remains found shall be disinterred and interred in some public cemetery.

The land to which this section relates is particularly described as follows:—

All that parcel of land, containing an area of approximately eight and three-hundredths perches, being part of Lot 1, Section 36, Karori Registration District, Block VI, Port Nicholson Survey District, and bounded as follows: Commencing at a point on Karori Road, distant 200.06 links in a north-easterly direction from the south-eastern corner of the intersection of Karori Road and Beauchamp Street, on a bearing of $68^{\circ} 37' 53''$; thence in a north-easterly direction along Karori Road, on a bearing of $69^{\circ} 23' 3''$, for a distance of 50.93 links; thence in a south-easterly direction, $159^{\circ} 4'$, a distance of 98.52 links; thence in a south-westerly direction, $249^{\circ} 24'$, a distance of 50.97 links; and finally in a north-westerly direction, $339^{\circ} 5' 30''$, a distance of 98.45 links, to the point of commencement. As the same is more particularly delineated on a plan marked S.O. 332/28, deposited in the office of the Chief Surveyor at Wellington, and thereon coloured red.