

or contributory of the said company requiring a copy on payment of the regulated charge for the same.

E. O. SULLIVAN, Solicitor for the Petitioner.

Address for Service: At the offices of Messrs Raymond Donnelly & Co., Solicitors, 293 Durham Street, Christchurch.

NOTE—Any person who intends to appear on the hearing of the said petition must serve on, or send by post to, the above-named, notice in writing of his intention to do so. The notice must state the name, address, and description of the person, or if a firm, the name, address, and description of the firm, and an address for service within 3 miles of the office of the High Court at Christchurch, and must be signed by the person or firm, or his or their solicitor (if any), and must be served, or, if posted, must be sent by post in sufficient time to reach the above-named petitioner's address for service not later than 4 o'clock in the afternoon of the 11th day of October 1983.

4535

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In the High Court of New Zealand
Dunedin Registry

M. No. 135/83

IN THE MATTER of Part III of the Charitable Trusts Act 1957, and
IN THE MATTER of an application by the WANAKA HALL
COMMITTEE INCORPORATED, for approval of a scheme altering
the powers of the trustee pursuant to section 35 of the Charitable
Trusts Act 1957:

NOTICE is hereby given that the Wanaka Hall Committee Incorporated has applied to the High Court at Dunedin for approval of a scheme altering the terms and the conditions of the trusts upon which the Wanaka Hall Committee Incorporated holds the Wanaka Hall (more particularly described in the Schedule hereto).

The scheme provides that the Wanaka Hall Committee Incorporated, shall hold the land and buildings known as the Wanaka Hall upon the trusts and conditions set out in a deed of trust dated the 8th of August 1922, between John Faulks of Pembroke, retired runholder of the one part and John Faulks, Francis David Thomson of Pembroke, runholder, James Perrow of Pembroke, storekeeper and Frederick Henry Ernest Collings of Mount Barker near Pembroke, farmer of the other part, with the following variations and extensions:

- (1) The trustee shall at all times provide for the existence, maintenance, and availability of a Wanaka Public Hall for the benefit and legitimate use of the residents in and around the town of Wanaka and the general public resorting to such town whether on the land subject to this trust or on any other land elsewhere in the said town of Wanaka.
- (2) The trustee may at any time demolish, replace, or sell the said property and all buildings thereon provided any funds realised from such demolition replacement or sale are applied in pursuit of the objects of this trust.
- (3) The trustee may purchase, take on lease, or otherwise acquire any land or any estate for the purposes of erecting thereon a public hall to be used in pursuit of the objects of this trust.
- (4) The trustee may erect, purchase, hire, lease or otherwise acquire or obtain the use of buildings in pursuit of the objects of this trust.
- (5) The trustee may provide, install and maintain equipment, apparatus and facilities in pursuit of the objects of this trust.
- (6) The trustee may maintain, operate, improve, enlarge or develop any such building, land, equipment, apparatus or facilities in pursuit of the objects of this trust.
- (7) The trustee may borrow or raise money by way of mortgage on security of the said property or any property substituted therefor or any part thereof upon and subject to such conditions as the trustee may deem suitable.
- (8) The trustee may invest monies not immediately required to be held to the extent and in the manner permitted to trustees in New Zealand or in the purchase of real or leasehold property in New Zealand.
- (9) The trustee may in its discretion delegate the control and management of the Wanaka Public Hall to one or more agents or attorneys or committees consisting of such persons whether members of the Lake County Council or not as the trustee thinks fit, and may from time to time regulate and determine the manner of appointment of every such agent, attorney or committee and define the duties powers and functions of every such agent, attorney or committee.
- (10) The trustee shall take all reasonable and proper care to keep in a state of good order and repair all buildings and other permanent improvements forming part of the Wanaka Public Hall and to procure and maintain such policy or policies of insurance as may be reasonable against public liability, loss or damage by fire or earthquake, and such

other policy or policies of insurance as the trustee may from time to time deem expedient to protect the trustee against any other insurable liability.

- (11) The trustee may levy such charges as it thinks fit against persons or groups of persons using the Wanaka Public Hall to recover the costs and expenses of operating the hall.

If the Court approves the proposed variation and extension to the powers of the trustees the Wanaka Hall Committee Incorporated will resign as trustee and appoint the Lake County Council as trustee in its place. At the same time the Wanaka Hall Committee Incorporated will transfer the property described in the Schedule to the council.

The original trust deed, the scheme, and the report of the Attorney General may be inspected free of charge at the office of the Registrar, High Court, Dunedin and at the offices of Messrs Ross, Dowling, Marquet and Griffin, Solicitors, 33 Princes Street, Dunedin.

This application for approval of the scheme will be heard in the High Court at Dunedin on Wednesday the 9th day of November 1983 at 10 o'clock in the forenoon.

Any person desiring to oppose the scheme is required to give notice of his or her intention to oppose the scheme to the Registrar of the High Court at Dunedin and to the Wanaka Hall Committee Incorporated whose address for service is at the offices of Messrs Ross, Dowling, Marquet and Griffin, 33 Princes Street, Dunedin and to the Attorney General not less than 7 clear days before the date proposed for the hearing of the application by the Court.

Dated at Dunedin this 15th day of September 1983.

H. J. ROSS,

Solicitor for the Wanaka Hall Committee Incorporated.

SCHEDULE

ALL that parcel of land situated in the Town of Wanaka, containing by admeasurement 986 square metres, being Section 1, Block IX, of the Town of Wanaka, being all the land described in certificate of title, Volume 40, folio 72 (Otago Registry).

4524

HAWKE'S BAY COUNTY COUNCIL

NOTICE OF INTENTION TO TAKE LAND FOR ROAD IN THE COUNTY OF HAWKE'S BAY

To the owner and any person having any estate or interest in the land described in the Schedule to this notice.

1. Take notice that the Hawke's Bay County Council proposes to take under the Public Works Act 1981, your interest in the land described in the Schedule to this notice.

2. The land is required for road and it is intended to use the land for the re-alignment of a portion of the Napier - Taihape Road.

3. A plan of the land intended to be taken is open for public inspection during ordinary office hours at the offices of the Hawke's Bay County Council situate in Browning Street, Napier.

REASONS FOR TAKING LAND

4. The reasons why the Hawke's Bay County Council considers it essential to take the land are as follows:

- (a) the land will be used for a road in compliance with the Council's District Scheme and the route planning for this area.
- (b) the Hawke's Bay County Council is of the opinion that the road is or will be of material advantage to the region as a whole or a substantial part thereof.
- (c) The route at present carrying the traffic for which the road is intended is inadequate for this purpose in terms of both design and location and also constitutes a traffic hazard.

YOUR RIGHT TO OBJECT

5. Your interest in the land has not yet been taken.
6. You have a right to object to the taking of your interest in the land.
7. If you wish to object, you must send a written objection to the Registrar, Planning Tribunal, Tribunals Division, Justice Department, Private Bag, Postal Centre, Wellington, within 20 working days after the 30th day of September 1983.
8. If you make an objection, a public hearing of the objection will be held unless you give written notice to the Tribunal that you want the hearing to be held in private.
9. If you make an objection: