

As shown on the plans marked as above mentioned and lodged in the office of the Chief Surveyor at Hamilton.

Dated at Wellington this 14th day of November 1986.

A. MUNRO,  
for Minister of Works and Development.

(P.W. 35/724; Hn. D.O. 98/5/0/58)

12/1

*Land Acquired for a Vehicle Testing Station in the City of Hamilton*

PURSUANT to section 20 of the Public Works Act 1981, the Minister of Works and Development declares that, an agreement to that effect having been entered into, the land described in the Schedule hereto is hereby acquired for a vehicle testing station and shall vest in the Crown on the 20th day of November 1986.

SCHEDULE

SOUTH AUCKLAND LAND DISTRICT

ALL that piece of land containing 1718 square metres, situated in the City of Hamilton, being part Allotment 510, Te Rapa Parish; as shown marked "D" on S.O. Plan 56114, lodged in the office of the Chief Surveyor at Hamilton.

Dated at Wellington this 14th day of November 1986.

A. MUNRO,  
for Minister of Works and Development.

(P.W. 24/3802; Hn. D.O. 36/30/1/1/0)

12/1

*Declaring an Easement to Convey Fuel Oil Acquired Over Land for the Generation of Electricity (Substation) In Blocks XII and XVI, Puketapu Survey District and Block IV, Heretaunga Survey District, Hawke's Bay County and Napier City*

PURSUANT to section 20 of the Public Works Act 1981, the Minister of Works and Development declares that agreements having been entered into with the owners and lessees (called the grantor) of the land described in the First Schedule hereto (called the land) an easement in gross for ever (subject to clause 8) is hereby acquired for generation of electricity (substation) vesting in the Crown or its successors (called the Crown) on the 20th day of November 1986 the right to convey fuel oil through that part of the land described in the Second Schedule hereto (called the servient land) by means of a pipeline together with the licence from time to time for the Crown, its agents, servants, contractors or employees, with or without vehicles, machinery or necessary equipment to enter the land along a route agreed to with the grantor to

(a) dig, construct and lay the pipeline through the servient land; and

(b) inspect, repair, cleanse, dig up, alter, enlarge, renew or replace the pipeline

provided that:

1. The Crown shall give the grantor reasonable notice of its intention to exercise the rights so granted. In an emergency prior notice need not be given; notice shall be given to the grantor as soon as is reasonably practicable.

2. The Crown at its expense shall make good any damage caused to the land, crops, stock, fences or buildings as a result of the exercise of the rights so granted. Alternatively, at the option of the grantor it shall compensate the owner for such damage.

3. The pipeline is to be buried to a minimum depth of 1.25 metres below the surface of the land. Any replacement pipeline is to be buried to a similar depth.

4. The Crown shall indemnify the grantor against all actions, proceedings, claims and demands made against the grantor in respect of any damage arising out of the exercise of the rights so granted except where such damage results from the negligent or wilful act or omission of the grantor.

5. The Crown during the continuation of these rights will keep the pipeline in proper order and condition.

6. The grantor may work the surface of the servient land to a depth of 1 metre. If the grantor wishes to work the soil to a depth greater than 1 metre it shall first obtain the Crown's consent (through the manager, New Zealand Electricity, Napier).

7. The grantor will not erect or permit to be erected any building or structure nor plant or permit to be planted any tree on the servient land. This prohibition does not include the planting of shrubs or the erection of fences.

8. Should:

(i) the Crown no longer require the pipeline; or

(ii) Lots 1 and 2, D.P. 4361 cease to be used for the generation of electricity; or

(iii) Lots 1 and 2, D.P. 4361 cease to be vested in the Crown

then the Crown will forthwith surrender the rights herein by notice in the *Gazette*. Prior to the surrender the Crown may remove the pipeline or any part thereof making good any damage resulting from such removal. If the Crown does not so remove the pipeline then it shall become the property of the grantor.

FIRST SCHEDULE

HAWKE'S BAY LAND DISTRICT

ALL those pieces of land described as follows:

Area	Being
ha	
19.7473	Part Lot 1, D.P. 8931, portion Petane No. 1 Block and part Section 25; balance certificate of title 169/76.

m <sup>2</sup>	
8870	Sections 44 and 45; all certificate of title D3/79.
ha	

12.2184	Part Section 25 and Lot 1, D.P. 3354, being portion of Petane No. 1 Block; all certificate of title 203/8.
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22.9482	Lot 2 and part Lot 1, D.P. 4741 and Lot 1, D.P. 9884, being part Petane No. 1 Block and Accretion; all certificate of title C3/858.
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7.5499	Lot 5, D.P. 11888, being part Te Pahou Block and part closed road; all certificate of title C4/715.
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Situated in Block XII Puketapu Survey District.

189.3612	Lots 1 and 3, D.P. 11043, being part Ahuriri Lagoon, parts of the Islands Tuteranuku and Tirowhangahe, the Islands Matawhero and Awa-a-waka and Section 8, Block XVI, Puketapu Survey District; all certificate of title B2/818.
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Situated partly in Block XVI, Puketapu Survey District and partly in Block IV, Heretaunga Survey District.

24.9893	Lot 1, D.P. 11351, being part Ahuriri Lagoon; all certificate of title B4/788.
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m <sup>2</sup>	
3500	Lot 3, D.P. 16242; all certificate of title H4/1196.

6583	Lots 1 and 2, D.P. 7553 and Lots 1, 3, 4 and 5 and Rights of Way, Deeds Plan 211, comprising Town Section 254 Westshore; all certificate of title 129/205 (limited as to parcels).
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Situated in the City of Napier.

ha	
70.5780	Section 18 and part Section 19 and part Ahuriri Lagoon; all certificate of title K1/155 (limited as to parcels).

Situated in the City of Napier and Block IV, Heretaunga Survey District.

SECOND SCHEDULE

HAWKE'S BAY LAND DISTRICT

ALL those pieces of land described as follows:

Area	Being
m <sup>2</sup>	
860	Part Lot 3, D.P. 11043; marked 'D' on S.O. Plan 7188.

Situated in Block XVI, Puketapu Survey District.

4429	Part Lot 1, D.P. 11043; marked 'E' on S.O. Plan 7188.
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Situated in Blocks XVI, Puketapu and Block IV, Heretaunga Survey District.

1168	Part Lot 1, D.P. 11043; marked 'A' on S.O. Plan 7189.
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Situated in Block IV, Heretaunga Survey District.

3342	Part Lot 1, D.P. 8931; marked 'A' on S.O. Plan 7131.
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101	Part Section 45; marked 'B' on S.O. Plan 7131.
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356	Part Lot 1, D.P. 8931; marked 'C' on S.O. Plan 7131.
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827	Part Lot 1, D.P. 3354; marked 'D' on S.O. Plan 7131.
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2318	Part Lot 2, D.P. 4741; marked 'E' on S.O. Plan 7131.
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540	Part Lot 2, D.P. 11888; marked 'G' on S.O. Plan 7131.
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1193	Part Bed of Esk River; marked 'F' on S.O. Plan 7131.
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Situated in Block XII, Puketapu Survey District.

2690	Part Lot 1, D.P. 11351; marked 'A' on S.O. Plan 7190.
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1164	Part Ahuriri Lagoon and part Section 18; marked 'C' on S.O. Plan 7190.
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1300	Part Ahuriri Lagoon; marked 'C' on S.O. Plan 7191.
7	Part Right of Way, Deeds Plan 211; marked 'D' on S.O. Plan 8299.
50	Part Lot 5, Deeds Plan 211; marked 'E' on S.O. Plan 8299.
44	Part Lot 3, Deeds Plan 211; marked 'F' on S.O. Plan 8299.