



ANALYSIS

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| <p>Title.</p> <ol style="list-style-type: none"> 1. Short Title. 2. Cancelling the trusts over Section 20, Watts Peninsula District, vested in the Corporation of the City of Wellington. 3. Sections 10 and 11 of the Canterbury Provincial Buildings Vesting Act 1928 amended. 4. Declaring certain land in Block X, Orahiri Survey District, to be Crown land subject to the Land Act 1948. 5. Setting apart portions of the Buller Coal Field Reserve as provisional State forest land. 6. Declaring certain land vested in the Corporation of the City of Wanganui to be freed from all existing trusts. 7. Vesting the coal upon or under certain lands in the estate of William Gerard, deceased. 8. Amending section 15 of the Reserves and Other Lands Disposal Act 1928. 9. Vesting certain endowments in the Westland Land District in the Canterbury University College and transferring accumulated rentals to the college funds. 10. Validating the sale of land by the Western District Farmers' Association (Incorporated) and making provision for payment of proceeds. 11. Extinguishing certain rights of way over lands shown as road on Deposited Plan No. 1217, Auckland Registry. | <ol style="list-style-type: none"> 12. Declaring certain land in Block V, Town of Kakahi, to be Crown land. 13. Cancelling the vesting of certain land in the Westland Agricultural and Pastoral Association. 14. Authorizing the North Canterbury Hospital Board to transfer certain land to the Wairewa County Council. 15. Authorizing the taking of an area of Maori land as for a public work. 16. Validating the sale of land by the Christchurch Transport Board. 17. Declaring certain land in the Town of Pirongia East to be vested in the Waipa County Council in trust. 18. Cancelling the vesting of certain land in the Wairarapa Racecourse Board and declaring the Wairarapa Racecourse Reserve to be Crown land. 19. Constituting a public domain to be known as the Lake Mahinapua Domain. 20. Declaring the bed of the Awapuni Lagoon to be Crown land. 21. Special provisions to cancel the reservation over parts of the Whaingaroa Domain and to provide for leases over other parts of that Domain. 22. Authorizing the trustees of the Pokeno Public Hall to sell certain land and the buildings erected thereon. |
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| <p>23. Vesting certain land held by the Waiuku Temperance and Public Hall Trust Board in the Waiuku Town Board.</p> <p>24. Cancelling the vesting of certain land in the Trustees of the Hokitika Racecourse and declaring it to be Crown land.</p> <p>25. Validating certain leases and extending the leasing powers of the Port Chalmers Borough Council in respect of certain lands.</p> <p>26. Making provision for the disbursement of rentals received in respect of Taranaki Scholarship and Victoria University College Endowments.</p> <p>27. Setting apart as a recreation reserve an area of Crown land vested in Her Majesty pursuant to the Land Subdivision in Counties Act 1946.</p> | <p>28. Vesting portion of the Onehunga Domain in the Onehunga Borough Council for an estate in fee simple.</p> <p>29. Declaring land subject to the Forests Act 1949 to be Crown land subject to the Land Act 1948.</p> <p>30. Vesting certain land in the City of Nelson in the Roman Catholic Archbishop of the Archdiocese of Wellington.</p> <p>31. Declaring certain land to be a district for the purpose of the construction and maintenance of drainage works therein.</p> <p>32. Authorizing the payment of proceeds received from the sale of certain recreation reserves to the Mount Wellington Borough Council.</p> <p>33. Amending section 37 of the Reserves and Other Lands Disposal Act 1952. Schedule.</p> |
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1953, No. 107

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. [27 November 1953]

BE IT 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 Reserves and Other Lands Disposal Act 1953.

Cancelling the trusts over Section 20, Watts Peninsula District, vested in the Corporation of the City of Wellington.

1949, No. 34

2. Whereas by Order in Council dated the twenty-eighth day of March, nineteen hundred and fifty-one, and published in the *Gazette* of the fifth day of April of that year, the land described in subsection three of this section was vested in the Corporation of the Mayor, Councillors, and Citizens of the City of Wellington (in this section referred to as the Corporation) in trust for municipal purposes pursuant to the agreement referred to in section thirty-six of the Reserves and Other Lands Disposal Act 1949: And whereas a certificate of title (Volume 571, folio 274, Wellington Registry) was issued to the Corporation in trust for municipal purposes and subject

to the Public Reserves and Domains Act 1928: And whereas it is desirable that the said land should now vest in the Corporation freed from all reservations and trusts: Be it therefore enacted as follows:

See Reprint
of Statutes,
Vol. VI, p. 1134

(1) The land described in subsection three of this section is hereby declared to be vested in the Corporation freed and discharged from all trusts, reservations, and restrictions heretofore affecting the same.

(2) The District Land Registrar for the Wellington Land Registration District is hereby authorized and directed to make such entries in the register books and to do all such other things as may be necessary to give effect to the provisions of this section.

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

All that area in the Wellington Land District situated in Block VII, Port Nicholson Survey District, containing by admeasurement one hundred and forty-five acres two roods and twenty-seven perches, more or less, being Section 20, Watts Peninsula District, and being the whole of the land comprised and described in certificate of title, Volume 571, folio 274, Wellington Registry.

3. (1) Section ten of the Canterbury Provincial Buildings Vesting Act 1928 is hereby amended as follows:

Sections 10
and 11 of the
Canterbury
Provincial
Buildings
Vesting Act
1928 amended.
1928, No. 38

(a) By repealing subsection one:

(b) By omitting from subsection two the word "other".

(2) Section eleven of the Canterbury Provincial Buildings Vesting Act 1928 is hereby amended by omitting from paragraph (a) of subsection one the words "but not including moneys expended for the purposes mentioned in subsection one of section ten hereof".

4. Whereas by Order in Council dated the nineteenth day of August, nineteen hundred and eight, and published in the *Gazette* of the twenty-seventh day of that month, the control of certain scenic reserves in Orahiri Survey District was vested in the Minister for the time being having the administration of the Tourist and Health Resorts Control Act 1908, and it was declared that the said reserves should be administered under

Declaring
certain land
in Block X,
Orahiri Survey
District, to be
Crown land
subject to the
Land Act 1948.

See Reprint
of Statutes,
Vol. VIII,
p. 605

that Act: And whereas it is no longer desirable or necessary that the portion of one of the said scenic reserves described in subsection three of this section should be administered under the said Act, nor has the said portion any scenic value: And whereas it is desirable that the said portion should be declared Crown land subject to the Land Act 1948: Be it therefore enacted as follows:

1948, No. 64

(1) The vesting in the Minister for the time being, having the administration of the Tourist and Health Resorts Control Act 1908 of the control of the land described in subsection three of this section is hereby cancelled.

(2) The reservation of the said land for scenic purposes is hereby revoked, and the land is hereby declared to be Crown land subject to the Land Act 1948.

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

All that area in the South Auckland Land District, Waitomo County, containing by admeasurement four acres two roods twenty-four perches and two-tenths of a perch, more or less, being part of Section 7 of Block X, Orahiri Survey District: as the same is more particularly delineated on the plan marked L. and S. 4/156c, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

5. Whereas the lands described in subsection six of this section (in this section referred to as the said lands) being portions of the lands referred to in the Third Schedule to the Westland and Nelson Coal Fields Administration Act 1877 (Buller Coal Field Reserve) are vested in Her Majesty: And whereas the said lands include firstly, lands which were deemed to be provisional State forest land by subsection eleven of section seven of the Forests Amendment Act 1926 and secondly, lands administered by the Forest Service pursuant to section sixty-six of the Forests Act 1949: And whereas the remainder of the said lands are not at present subject to or administered under the Forests Act 1949: And whereas it is desirable that all the said lands be set apart as ordinary provisional State forest land: Be it therefore enacted as follows:

Setting apart portions of the Buller Coal Field Reserve as provisional State forest land.

1877 (Local), No. 3

See Reprint of Statutes, Vol. III, p. 453

1949, No. 19

(1) The provisions of section seven of the Forests Amendment Act 1926 shall not apply to any of the said lands and the said lands are hereby set apart as provisional State forest land under and subject to the Forests Act 1949.

(2) The Governor-General may, by Proclamation, on the joint recommendation of the Minister of Lands and the Minister of Forests, set apart as permanent State forest land or as provisional State forest land any part of the balance of the land described in the Third Schedule to the Westland and Nelson Coal Fields Administration Act 1877 which remains vested in the Crown and is not set apart for any public purpose.

1877 (Local),
No. 73

(3) The provisions of the Westland and Nelson Coal Fields Administration Act 1877 regarding the land described in the Third Schedule to that Act or of any other enactment or other act of authority relating generally to that land or to moneys derived from that land shall not apply to the said lands nor shall those provisions apply to any land affected by a Proclamation under subsection two of this section.

(4) Nothing in this section shall be deemed to affect the rights of any person holding any valid coal mining right or any mining privilege over the said land at the date of the commencement of this Act or at the date of any Proclamation issued under subsection two of this section.

(5) Sections sixty-six and sixty-seven of the Forests Act 1949 are hereby repealed.

(6) The land set apart as provisional State forest land by this section is described as follows :

All that area in the Nelson Land District, Buller County, containing by admeasurement thirty-seven thousand two hundred and twenty-five acres, more or less, situated in Blocks VII, VIII, XI, XII, XIV, XV, and XVI, Mokihinui Survey District, Blocks II, III, IV, VI, VII, VIII, X, and XIV, Ngakawau Survey District, and Blocks II and VI, Kawatiri Survey District, and being the areas coloured yellow, green, and red on the plan lodged in the office of the Chief Surveyor at Nelson, under Number 9821 : as the same is more particularly

delineated on a plan marked L. and S. 22/2509, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

Declaring certain land vested in the Corporation of the City of Wanganui to be freed from all existing trusts.

See Reprint of Statutes, Vol. VI, p. 1134

1950, No. 89

6. Whereas under the authority of an Order in Council dated the twenty-seventh day of September, nineteen hundred and forty-four, and published in the *Gazette* of the twenty-eighth day of that month, the land described in subsection three of this section (in this section referred to as the said land) was acquired by the Corporation of the City of Wanganui in exchange for certain other land, being portion of Reserve L, Town of Wanganui, which at that time was held subject to a trust for municipal purposes subject to the Public Reserves and Domains Act 1928: And whereas the said land became subject to the same trusts as the portion of Reserve L given in exchange therefor: And whereas by section twenty of the Reserves and Other Lands Disposal Act 1950 Reserve L was declared to have been originally granted as an endowment, and it is expedient that the said land be now given that status: Be it therefore enacted as follows:

(1) All trusts, reservations, and restrictions heretofore affecting the said land are hereby cancelled, and the said land is hereby declared to be vested in the Corporation of the City of Wanganui in trust as an endowment in aid of the funds of that city.

(2) The District Land Registrar for the Land Registration District of Wellington is hereby authorized to make such entries in the register books and to do all such other things as may be necessary to give effect to the provisions of this section.

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

All that area in the Wellington Land District, City of Wanganui, containing by admeasurement two acres one rood twenty-six perches and eighty-seven one-hundredths of a perch, more or less, being Lots 13, 14, and 15 on the plan deposited in the Land Registry Office at Wellington, under Number 2933, being part of Section 227, Right Bank, Wanganui River, situated in Block V, Westmere Survey District, and being the whole of the land comprised and described in certificate of title, Volume 313, folio 40, Wellington Registry.

7. Whereas by agreement dated the twenty-second day of March, nineteen hundred and fifty, George Vincent Gerard, of Christchurch, Bishop of the Church of England, and Charles George Cran, of Bayfield, station manager, being the trustees in the estate of William Gerard, deceased (in this section referred to as the vendors), and being at that time the registered proprietors of the lands described in subsection five of this section, agreed to sell the said lands to the Crown: And whereas the said agreement provided that the vendors were to retain their rights in respect of the coal lying under or upon the said lands: And whereas the said lands were subsequently transferred to the Crown pursuant to the said agreement: And whereas at the date of the transfer to the Crown the coal upon or under the said lands had become the property of the Crown pursuant to Part I of the Coal Act 1948, and it was not possible for the vendors lawfully to reserve in the memorandum of transfer to the Crown any coal rights: And whereas Part I of the Coal Act 1948 was repealed by the Coal Mines Amendment Act 1950, and rights as to the coal vested in the Crown by the said Part I were deemed to have remained vested in the same persons as if that Part had never been passed: And whereas under all the circumstances it is equitable that the coal upon or under the said lands be revested in the former owners: Be it therefore enacted as follows:

Vesting the coal upon or under certain lands in the estate of William Gerard, deceased.

1948, No. 37

1950, No. 37

(1) Subject to the provisions of subsection two of this section, all coal situated upon or under the lands described in subsection five of this section is hereby declared to be vested in the vendors and their executors and assigns forever for an estate in fee simple, and to have been so vested as from the twenty-first day of April, nineteen hundred and fifty (being the date of registration of the transfer of the said lands to the Crown).

(2) The Commissioner of Crown Lands for the Canterbury Land District, acting on behalf of Her Majesty, of the one part, and the said vendors, of the other part, shall enter into a grant of easement providing for and defining the rights and obligations as between the owner or owners for the time being of the coal

upon or under the said lands and the owner or owners for the time being of the soil and other residue of the said lands. The said grant of easement may contain such provisions as the parties thereto may think fit and agree upon, and shall, when executed, be binding in all respects according to its tenor with effect from the said twenty-first day of April, nineteen hundred and fifty. In default of agreement as to the terms and provisions to be incorporated in the said grant of easement, the said Commissioner of Crown Lands and the vendors shall appoint an arbitrator to arbitrate between them, and the decision of that arbitrator shall be binding on the said parties.

1952, No. 52

(3) The said grant of easement shall be registered without fee with the District Land Registrar for the Canterbury Land Registration District, who shall thereupon issue to the vendors without fee a certificate of title under the Land Transfer Act 1952 for the coal upon or under the said lands, which certificate shall contain a reference to the said grant of easement and shall be subject thereto as if the grant and the provisions thereof had been incorporated in the memorandum of transfer of the said lands to the Crown.

(4) The rights and obligations of the Crown under the said grant of easement may be exercised and carried out by the said Commissioner of Crown Lands, who is hereby declared to have all powers and authority necessary for that purpose, and, without limiting the generality of this subsection, to have for that purpose all rights, powers, duties, and functions which he has in respect of Crown lands, and also to have the power to enter into agreements varying or amending the terms of the said grant.

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

All those areas in the Canterbury Land District, being—

Firstly, all that area containing by admeasurement seventy-nine acres and eight perches, more or less, situated in Block XV of the Coleridge Survey District, being parts of Rural Sections 18830 and 30275, and being parts of Lot 1 on the plan deposited in the Land Registry Office at Christchurch, under Number 2682,

being the whole of the land formerly comprised in certificate of title, Volume 257, folio 276, Canterbury Registry.

Secondly, all that area containing by admeasurement fifty acres, more or less, situated in Block XV of the Coleridge Survey District, being part of Rural Section 37109, and being parts of Lot 1 on the aforesaid plan Number 2682, being the whole of the land formerly comprised in certificate of title, Volume 257, folio 277, Canterbury Registry.

Thirdly, all that area containing by admeasurement fifty-seven acres three roods and fifteen perches, more or less, situated in Block VI of the Fighting Hill Survey District, being parts of Rural Sections 18818 and 18997, being Lot 4 on the plan deposited as aforesaid under Number 2683, and being the whole of the land formerly comprised in certificate of title, Volume 257, folio 278, Canterbury Registry, together with a right of way over that portion of Crown land being R.S. 37899, shown coloured yellow on Survey Office Plan Number 8053.

(6) For the purposes of this section the term "coal" shall be deemed to have the same meaning as it had in Part I of the Coal Act 1948.

8. Whereas by section fifteen of the Reserves and Other Lands Disposal Act 1928 authority was given to grant leases for building purposes over portions of Reserve 3716, Block VIII, Teviotdale Survey District, in the Canterbury Land District (being part of the Wahi Takaro Domain), not exceeding in the aggregate five acres: And whereas by Order in Council dated the tenth day of August, nineteen hundred and forty-nine, and published in the *Gazette* of the eighteenth day of that month, the name of the Wahi Takaro Domain was changed to Amberley Beach Domain: And whereas it is desired that a further area of not more than five acres of the domain be made available for leasing for building purposes: Be it therefore enacted as follows:

Section fifteen of the Reserves and Other Lands Disposal Act 1928 is hereby amended by omitting from subsection two the words "five acres", and substituting the words "ten acres".

Amending
section 15 of
the Reserves
and Other
Lands Disposal
Act 1928.
1928, No. 46

Vesting certain endowments in the Westland Land District in the Canterbury University College and transferring accumulated rentals to the college funds.

1868, No. 65

See Reprint of Statutes, Vol. II, p. 1126

9. Whereas by section two of the University Endowment Act 1868 the reservation as an endowment for a colonial University of the lands described in subsection four of this section (hereinafter referred to as the said lands) was confirmed: And whereas section thirty-three of the New Zealand University Act 1908 provides that land so reserved shall remain vested in the Crown until the application of the land to any purpose is determined by Act: And whereas no provision in that behalf has yet been made by Act: And whereas, pursuant to the provisions of section thirty-four of the New Zealand University Act 1908, portions of the said lands have been leased and the revenues accruing therefrom have from time to time been paid into the Public Account to the credit of a deposit account known as the New Zealand University Endowment, Westland: And whereas it is expedient that the said lands should be an endowment for the Canterbury University College and that the accumulated revenue therefrom should be paid to the said College: Be it therefore enacted as follows:

(1) The lands described in subsection four of this section are hereby vested in the Canterbury University College Council upon trust as an endowment for the Canterbury University College, subject to any leases heretofore granted or agreed to be granted over the same or any part thereof, and the District Land Registrar for the Land Registration District of Westland is hereby authorized and directed to register the said Council as the proprietor of an estate in fee simple in these lands and to issue such documents and make such entries in the register book as may be necessary to give effect to the provisions of this section.

(2) The Canterbury University College Council shall have the same power of leasing the said lands as is conferred on the Council in respect of other lands of the said College by the Canterbury University College Act 1933.

(3) The accumulated revenues heretofore received from the said lands shall be paid over to the Canterbury University College Council to be applied by the said Council in the liquidation in whole or in part of the deficit in the college accounts, and the Secretary to the

1933, No. 27

Treasury is hereby authorized to pay the said accumulated revenues out of the deposit account within the Public Account known as the New Zealand University Endowment, Westland, accordingly, without further appropriation than this section.

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

Firstly, all that area in the Westland Land District, Westland County, containing by admeasurement five acres and one perch, more or less, being Reserve 26, situated in Block IV, Mahinapua Survey District, and being the whole of the land comprised and described in certificate of title, Volume 36, folio 27, Westland Registry.

Secondly, all that area in the Westland Land District, Westland County, containing by admeasurement five acres, more or less, being Reserve 27, situated in Block IV, Mahinapua Survey District.

Thirdly, all that area in the Westland Land District, containing by admeasurement four acres three roods thirty-seven perches and six-tenths of a perch, more or less, being Lots 1 to 11 on the plan deposited in the Land Registry Office at Hokitika, under Number 713, and Lots 14 to 21 on the plan deposited in the Land Registry Office at Hokitika, under Number 753, all of the said lands being Part of Reserve 29, Borough of Greymouth, and being all of the land comprised and described in certificate of title, Volume 33, folio 168, Westland Registry.

Fourthly, all that area in the Westland Land District, Westland County, containing by admeasurement five acres, more or less, being Reserve 30, situated in Block XI, Okarito Survey District.

Fifthly, all that area in the Westland Land District, Westland County, containing by admeasurement five acres, more or less, being Reserve 31, situated in Block XI, Okarito Survey District.

As the same are more particularly delineated on plans marked L. and S. 9/2531 A, B, and C, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (S.O. Plans 145c, 2888, 3032, and Roll 2/31).

Validating
the sale of
land by the
Western
District
Farmers'
Association
(Incorporated)
and making
provision for
payment of
proceeds.
See Reprint
of Statutes,
Vol. I, p. 47

10. Whereas by an Order in Council dated the twelfth day of November, nineteen hundred and forty-one, and published in the *Gazette* of the thirteenth day of that month, the land described in subsection three of this section was vested in the Western District Farmers' Association (Incorporated) (in this section referred to as the Association), a society duly incorporated under the Agricultural and Pastoral Societies Act 1908, in trust as a reserve for the purposes of exhibition of cattle and agricultural and other produce: And whereas by an Order in Council dated the fifteenth day of October, nineteen hundred and fifty-two, and published in the *Gazette* of the twenty-third day of that month, consent was given to the sale of the land by the Association: And whereas the Association duly sold the land subsequent to the said consent being given as aforesaid: And whereas doubt has since arisen as to the power of the Association to sell the land, and it is desired that any such doubt should be resolved: And whereas the Association is desirous of paying the proceeds from the sale of the land, together with other funds standing to its credit, to various organizations by way of a gift, and it is desirable to authorize the Association to do so: Be it therefore enacted as follows:

(1) The sale by the Association of the land described in subsection three of this section is hereby validated and declared to have been lawfully made, and the District Land Registrar for the Land Registration District of Southland is hereby authorized and empowered to accept such documents for registration and to do all such other things as may be necessary to give effect to the sale of the said land.

(2) The proceeds of the sale of the said land, together with other funds held by the Association, shall, after payment of all lawful expenses, be divided into four equal parts, and one of those parts shall be paid to each of the following bodies, namely:

The Southland Agricultural and Pastoral Association (Incorporated):

The Wallace Agricultural and Pastoral Association (Incorporated):

The Waiau Agricultural and Pastoral Association: and

The Wallace Early Settlers Association (Incorporated).

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

All that area in the Southland Land District, containing by admeasurement five acres three roods and thirteen perches, more or less, being part of Section 3, Block VI, Jacobs River Hundred, and being all the land comprised and described in certificate of title, Volume 156, folio 42, Southland Registry.

11. Whereas in or about the year eighteen hundred and ninety-one an area of land at Paihia, being part of Old Land Claim Number 251, was subdivided, and the plan of subdivision was deposited in the Land Registry Office at Auckland, under Number 1217: And whereas the said plan of subdivision showed strips of land laid off for the purpose of giving road access to the lots of the subdivision: And whereas parts of those strips have since been dedicated as public roads, but other parts have not been so dealt with and are now vested in Oswald Temple Williams, of Ruatoria, and Harold Edward Williams, of Ruatoria, but subject to rights of way appurtenant to the lots shown on the said Plan Number 1217 in accordance with the provisions of section one hundred and sixty-eight of the Land Transfer Act 1952: And whereas the present owners of the lots of the subdivision either have legal access from other roads subsequently dedicated or have other practical access and have consented in writing to the aforesaid rights of way being extinguished: Be it therefore enacted as follows:

Extinguishing certain rights of way over lands shown as road on Deposited Plan No. 1217, Auckland Registry.

1952, No. 52

All rights of way existing by virtue of the operation of the provisions of section one hundred and sixty-eight of the Land Transfer Act 1952 over the lands which are shown as roads on the plan deposited in the Land Registry Office at Auckland, under Number 1217, but which have not been dedicated for public purposes are hereby declared to be extinguished.

12. Whereas the land described in subsection three of this section (in this section referred to as the said land) is the site of the Kakahi Tennis Club courts: And whereas the certificate of title for the land is in the

Declaring certain land in Block V, Town of Kakahi, to be Crown land.

name of two persons now deceased who held the land as trustees for the Kakahi Tennis Club: And whereas the Kakahi Tennis Club has been dissolved and is unable to sell the said land: And whereas it is desirable and expedient that the said land should be declared Crown land subject to the Land Act 1948: Be it therefore enacted as follows:

1948, No. 64

(1) The said land is hereby declared to be vested in Her Majesty as Crown land subject to the Land Act 1948.

(2) The District Land Registrar for the Wellington Land Registration District is hereby authorized and directed to cancel without fee the certificate of title for the said land and to do all such other things as may be necessary to give effect to the provisions of this section.

(3) The land to which this section relates is more particularly described as follows:

All that area in the Wellington Land District, containing by admeasurement three roods and twenty-six perches, more or less, being Section 10, Block V, Town of Kakahi, and being all the land comprised and described in certificate of title, Volume 309, folio 32, Wellington Registry.

Cancelling the vesting of certain land in the Westland Agricultural and Pastoral Association.

13. Whereas the lands described in subsection six of this section were vested in trust in the Westland Agricultural and Pastoral Association (in this section referred to as the Association) for an agricultural and pastoral association reserve: And whereas the Association is no longer active and has now ceased to function: And whereas for the better management and control of the lands the vesting should be cancelled and the lands revested in Her Majesty: And whereas the total area reserved for agricultural and pastoral association purposes is greater than is required and it is desirable that the reservation over that portion secondly described in subsection six of this section should be revoked and that the land so dealt with be declared Crown land subject to the Land Act 1948: Be it therefore enacted as follows:

1948, No. 64

(1) Notwithstanding anything to the contrary in the Agricultural and Pastoral Societies Act 1908 or in any other Act or rule of law, the vesting of the lands firstly and secondly described in subsection six of this section in the said Association is hereby revoked.

See Reprint of Statutes, Vol. I, p. 47

(2) The land firstly described in subsection six of this section is hereby declared to be vested in Her Majesty as a reserve for an agricultural and pastoral showground subject to the provisions of Part I of the Public Reserves and Domains Act 1928.

See Reprint
of Statutes,
Vol. VI,
p. 1134

(3) The land secondly described in subsection six of this section is hereby declared to be Crown land subject to the Land Act 1948, but subject to all leases, easements, and other encumbrances affecting the same.

(4) All leases over the whole or any part of the said lands shall be deemed to be made between Her Majesty and the lessee named in the instrument of lease.

(5) The District Land Registrar for the Westland Land Registration District is hereby authorized and directed to deposit such plans, to accept without fee such documents for registration, to make such entries in the register books, and to do all such other things as may be necessary to give effect to the provisions of this section.

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

All those areas in the Westland Land District, being—

Firstly, all that area in the Westland County, containing by admeasurement seven acres, more or less, being Reserve 353, situated in Block XIV, Kaniere Survey District, and being part of the land comprised and described in certificate of title, Volume 14, folio 53, Westland Registry.

Secondly, all that area in the Westland County, containing by admeasurement two hundred and ninety-nine acres two roods twenty-six perches and six-tenths of a perch, more or less, being Part Reserve 341, situated in Block I, Toaroha Survey District, and being the balance of the land comprised and described in certificate of title, Volume 14, folio 53, Westland Registry.

14. Whereas, by memorandum of transfer registered in the Land Registry Office at Christchurch as Number 181359, the land described in subsection four of this section, together with other lands, was transferred by way of gift by the Chairman, Councillors, and Inhabitants of the County of Wairewa (in this section referred

Authorizing
the North
Canterbury
Hospital
Board to
transfer
certain land
to the Wairewa
County Council.

to as the Council) to the North Canterbury Hospital Board (in this section referred to as the Board) for the purposes of a maternity hospital: And whereas the said land is no longer required for that purpose and the Board is desirous of returning it by way of gift to the Council but there is no statutory or other power enabling the Board to do so: And whereas it is desirable and expedient that the Board should be authorized to make the gift: Be it therefore enacted as follows:

(1) Notwithstanding anything to the contrary in the Hospitals Act 1926, or in any other Act or rule of law, the Board is hereby authorized and empowered to transfer the land described in subsection four of this section to the Council and the Council is hereby likewise authorized and empowered to accept the gift of the said land.

(2) On the registration of a transfer pursuant to subsection one of this section, the said land shall vest in the Council freed and discharged from all trusts, reservations, and restrictions theretofore affecting the said land.

(3) The District Land Registrar for the Land Registration District of Canterbury is hereby authorized and directed to accept such documents for registration, to deposit such plans, to make such entries in the register books, and to do all such other things as may be necessary to give effect to the provisions of this section.

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

All that area in the Canterbury Land District, Wai-rewa County, situated in Blocks I and II, Akaroa Survey District, containing by admeasurement two acres three roods and thirty-two perches, more or less, being parts of Lots 1 and 3 on the plan deposited in the Land Registry Office at Christchurch, under Number 8735, and being part of Rural Section Number 4113, and being the balance of the land comprised and described in certificate of title, Volume 405, folio 137, Canterbury Registry: as the same is more particularly delineated on the plan marked L. and S. 6/8/33, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered green.

15. Whereas by section eighty-nine of the Reserves and Other Lands Disposal and Public Bodies Empowering Act 1920 certain land occupied by the Thames-Hauraki pumping plant was, together with several buildings and erections thereon and the rights and appurtenances thereto, vested in the Corporation of the Borough of Thames (in this section referred to as the Corporation): And whereas the buildings and equipment are now being used as an electric power plant by the Thames Borough Council on behalf of the Corporation: And whereas part of the buildings encroach upon adjoining Maori land described in subsection four of this section: And whereas the Crown has agreed with the Corporation to purchase the said Maori land and thereafter dispose of the land to the said Corporation, but it has not been possible to effect acquisition: And whereas the Corporation has been in effective occupation of the land for many years and it is desirable that its title thereto be completed in terms of the said agreement with the Crown: And whereas it is desirable that the said land be taken by the Crown as for a public work pursuant to the Public Works Act 1928 so that it may be disposed of to the Corporation: Be it therefore enacted as follows:

Authorizing the taking of an area of Maori land as for a public work.
1920, No. 75

See Reprint of Statutes, Vol. VII, p. 622

(1) Notwithstanding anything to the contrary in any Act or rule of law, it is hereby declared that the land described in subsection four of this section may be taken by the Crown by Proclamation under Part II of the Public Works Act 1928 for electric works.

(2) On completion of the taking of the land described in subsection four of this section by the Crown in pursuance of the authority contained in subsection one of this section, the Land Settlement Board constituted under the provisions of the Land Act 1948 may, notwithstanding the provisions of section thirty-five of the Public Works Act 1928, in its discretion, dispose of that land pursuant to the Land Act 1948 to the Corporation for such consideration and on such terms and conditions as it thinks fit.

1948, No. 64

(3) On the taking of the land described in subsection four of this section, the former owners thereof shall be paid such compensation as may be awarded by the Maori Land Court, to be determined in the manner provided

in the Public Works Act 1928 where Maori land is taken for a public work:

Provided that in assessing compensation the Court shall not take into account the value of the buildings occupied by the Corporation or any improvements established on the land by the Corporation.

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

All that area situated in Block IV, Thames Survey District, South Auckland Land District, containing by admeasurement three roods two perches and five-tenths of a perch, more or less, being part of Pohaua Number 3 Block: as the same is more particularly delineated on the plan marked L. and S. 22/1720c, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon coloured yellow (S.O. Plan 36070).

16. Whereas by a Proclamation dated the seventh day of April, nineteen hundred and twenty-five, and published in the *Gazette* of the sixteenth day of that month, the land described in subsection three of this section (in this section referred to as the said land), together with other lands, was taken for the purposes of a quarry and vested in the Christchurch Transport Board (in this section referred to as the Board): And whereas the said land is no longer required for the purposes of a quarry: And whereas the Board, believing that it had authority under section fifty-two of the Christchurch Tramway District Act 1920 to sell the said land, did sell two subdivisions thereof: And whereas the Board's powers of disposal are set out in section thirty-five of the Public Works Act 1928, which provides that the land shall be disposed of by Order in Council after the land has been offered for sale by public tender and due notice has been given to the adjoining owners: And whereas the land was sold as the result of calling for public tenders only: And whereas the consents of the adjoining owners to the sales have since been obtained and it is desirable and expedient to validate and authorize the sale of the two subdivisions of the said land: Be it therefore enacted as follows:

(1) Notwithstanding anything to the contrary in any Act or rule of law, the sale by the Board of the land described in subsection three of this section is hereby validated and declared to have been lawfully made.

Validating the
sale of land
by the
Christchurch
Transport
Board.

1920 (Local),
No. 15

See Reprint
of Statutes,
Vol. VII, p. 643

(2) The District Land Registrar for the Canterbury Land Registration District is hereby empowered and directed to accept such documents for registration, to make such entries in the register books, and generally to do all such other things as may be necessary to give effect to the provisions of this section.

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

All that area in the Heathcote County, Canterbury Land District, containing by admeasurement ten acres one rood six perches and one-tenth of a perch, more or less, being parts of Rural Section 563, situated in Block XVI, Christchurch Survey District, and Block II, Sumner Survey District, and being all the land comprised and described in certificate of title, Volume 411, folio 120, Christchurch Registry.

17. Whereas by a Warrant dated the thirteenth day of July, eighteen hundred and sixty-eight, and published in the *Gazette* of the twelfth day of August of that year, the land firstly described in subsection three of this section was reserved as an endowment in aid of the Town of Alexandra: And whereas by a Warrant dated the twentieth day of January, eighteen hundred and eighty-six, and published in the *Gazette* of the twenty-eighth day of that month, the land secondly described in subsection three of this section was reserved for the benefit of the Town of Alexandra as an endowment in aid of the Town Board funds: And whereas these lands were not vested in the Alexandra District Town Board: And whereas by special order of the Waipa County Council made on the twenty-third day of October, eighteen hundred and eighty-eight, and published in the *Gazette* of the eighth day of November of that year, the Alexandra Town District merged in the County of Waipa: And whereas the Township of Alexandra is now known as the Town of Pirongia: And whereas it is desirable and expedient that the lands firstly and secondly described in subsection three of this section should be vested in the Corporation of the County of Waipa: Be it therefore enacted as follows:

(1) The lands firstly and secondly described in subsection three of this section are hereby declared to be vested in the Corporation of the County of Waipa as endowments in aid of county funds.

Declaring
certain land
in the Town
of Pirongia
East to be
vested in the
Waipa County
Council in
trust.

(2) The District Land Registrar for the Auckland Land Registration District is hereby empowered and directed, on payment of the appropriate fee, to issue such certificates of title, to make such entries in the register books, to register such instruments, and to do all such other things as may be necessary to give effect to the provisions of this section.

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

Firstly, all that area in the Waipa County, South Auckland Land District, containing by admeasurement three roods and twenty perches, more or less, being Allotment 123, Town of Pirongia East, situated in Block IV, Pirongia Survey District (S.O. Plan 313).

Secondly, all that area in the Waipa County, South Auckland Land District, containing by admeasurement three acres, more or less, being Allotment 522, Town of Pirongia East, situated in Block IV, Pirongia Survey District (S.O. Plan 313).

cancelling the vesting of certain land in the Wairarapa Racecourse Board and declaring the Wairarapa Racecourse Reserve to be Crown land. 1866, Wellington Provincial Ordinance, Session XIV, No. 4
See Reprint of Statutes, Vol. VI, p. 1134
1948, No. 64

18. Whereas the land described in subsection six of this section is vested in the Wairarapa Racecourse Board (in this section referred to as the Board) in trust as a racecourse and for purposes connected therewith: And whereas the said land is held and administered by the Board for the purposes aforesaid subject to the provisions of the Wairarapa Racecourse Act 1866 and the Public Reserves and Domains Act 1928: And whereas it is desirable that the vesting as aforesaid in the Board should be cancelled and that the said land should be declared Crown land subject to the Land Act 1948 in order that the same may be sold to the Wairarapa Racing Club, Incorporated (in this section referred to as the Club): And whereas it is also desirable that the Board should be empowered to transfer all its assets to the Club: Be it therefore enacted as follows:

(1) Notwithstanding anything to the contrary in any Act, the vesting in the Board of the land described in subsection six of this section is hereby cancelled and the said land is hereby declared to be vested in Her Majesty as Crown land subject to the Land Act 1948.

(2) The District Land Registrar for the Land Registration District of Wellington is hereby authorized and directed to accept such documents for registration, to

make such entries in the register books, and do all such other things as may be necessary to give effect to the provisions of this section.

(3) On the sale of the said land to the Club the Board shall, without further authority than this section, transfer and deliver to the Club all moneys and personal property held by the Board for the benefit of the said land, and the receipt of the Club for any such moneys, or personal property shall be a good and sufficient discharge to the Board and shall discharge it from further liability or responsibility in connection with the said land and the said moneys or personal property.

(4) All moneys received on the disposal under the Land Act 1948 of the said land shall be paid into the Land Settlement Account and shall, in the discretion of the Minister of Lands, and without further appropriation than this section, be payable for the purchase, development, or improvement of other reserves or land held for the recreation or enjoyment of the public.

(5) The Wairarapa Racecourse Act 1866 and the Wairarapa Racecourse Act 1879 are hereby repealed.

1879 (Local),
No. 16

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

All that area in the Featherston County, Wellington Land District, containing by admeasurement one hundred and seventeen acres two roods thirty-five perches and five-tenths of a perch, more or less, being part of Sections 1 and 4, Moroa Block, situated in Block IV, Wairarapa Survey District, and being all the land shown on the plans deposited in the Land Registry Office at Wellington, under Numbers 3219, 9136, and 9137, and part of the land shown on Plan A. 2840 deposited as aforesaid, and being the balance of the land comprised and described in certificate of title, Volume 406, folio 206, Wellington Registry, together with the right of way created by Transfer Number 288284.

19. Whereas by the Mahinapua Creek and Lake Reserves Act 1893 certain road reserves, including the land firstly described in subsection six of this section, were vested in the Westland Acclimatization Society for the purpose of preserving the fauna and flora thereon: And whereas that Society has consented to the Crown resuming control of portion of the reserves: And whereas it is desirable that the land firstly, secondly,

Constituting a
public domain
to be known
as the Lake
Mahinapua
Domain.
1893 (Local),
No. 18

and thirdly described in subsection six of this section should be constituted as a public domain: And whereas the land secondly described forms portion of a reserve for scenic purposes set apart by a Proclamation dated the fifteenth day of August, nineteen hundred and seven, and published in the *Gazette* of the twenty-second day of that month: And whereas it is desirable that the reservation should be revoked and that the land, together with the land firstly described, should be made a public domain: And whereas an unformed road thirdly herein described is unused and no longer required for access purposes: And whereas it is deemed expedient to close the said road and add it to the proposed public domain: Be it therefore enacted as follows:

(1) The vesting of the land firstly described in subsection six of this section in the Westland Acclimatization Society is hereby cancelled and the said land is hereby vested in Her Majesty as a recreation reserve subject to the provisions of Part II of the Public Reserves and Domains Act 1928.

See Reprint
of Statutes,
Vol. VI, p. 1134

(2) The reservation for scenic purposes over the land secondly described in subsection six of this section is hereby revoked and the said land is hereby declared to be a recreation reserve subject to Part II of the Public Reserves and Domains Act 1928.

(3) The road thirdly described in subsection six of this section is hereby closed and the land comprised therein is declared to be a recreation reserve subject to Part II of the Public Reserves and Domains Act 1928.

(4) The lands firstly, secondly, and thirdly described in subsection six of this section shall together hereafter form and be administered as a public domain known as the Lake Mahinapua Domain.

(5) The District Land Registrar for the Land Registration District of Westland is hereby authorized and directed to make such entries in the register books and to do all such other things as may be necessary to give effect to the provisions of this section.

(6) The lands to which this section relates are more particularly described as follows:

Firstly, all that area in the Westland County, Westland Land District, containing by admeasurement fourteen acres and two roods, more or less, being part

Reserve 1180, situated in Blocks VII and XI, Mahinapua Survey District, and being part of the land comprised and described in certificate of title, Volume 52, folio 229, Westland Registry: as the same is more particularly delineated on the plan marked L. and S. 4/969, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (S.O. 4634).

Secondly, all that area in the Westland County, Westland Survey District, containing by admeasurement forty-six acres one rood and twelve perches, more or less, being part Reserve 1055, situated in Blocks VII and XI, Mahinapua Survey District, as the same is more particularly delineated on the plan marked L. and S. 4/969_A, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (S.O. 4634).

Thirdly, all that area in the Westland County, Westland Land District, containing by admeasurement two roods and twenty perches, more or less, being a road passing through Reserve 1055, situated in Blocks VII and XI, Mahinapua Survey District, as the same is more particularly delineated on the plan marked L. and S. 4/969_B, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon coloured green (S.O. 4539).

20. Whereas the bed of the Awapuni Lagoon situated in Blocks V and VI, Turanganui Survey District, is vested in the Crown subject to the rights, if any, of the owners of the adjoining lands: And whereas it is desirable that provision be made securing the title of the Crown to the bed of the lagoon against possible claims by adjoining owners in the event of the dewatering of the bed by natural causes or artificial works: Be it therefore enacted as follows:

Declaring the bed of the Awapuni Lagoon to be Crown land.

(1) The bed of the Awapuni Lagoon, as described in subsection two of this section, together with any part or parts thereof that may be dewatered and become dry land due to natural causes or as a direct or indirect result of drainage, reclamation, or protection works or of any other artificial works of whatsoever nature, are hereby declared to be vested in Her Majesty as Crown land subject to the Land Act 1948.

(2) The bed of the Awapuni Lagoon to which this section relates is hereby declared to be the following area:

All that area in the Cook County, Gisborne Land District, situated in Blocks V and VI, Turanganui Survey District, containing by admeasurement seven hundred and twenty-seven acres three roods seven perches and five-tenths of a perch, more or less, being all the area edged green on the plan deposited in the Land Registry Office at Gisborne, under Number 2833, excepting therefrom those portions coloured red containing one acre two roods and nine perches and five-tenths of a perch and two roods and twenty-three perches, respectively, taken for the purposes of a road and railway by Proclamations dated the twentieth day of November, nineteen hundred and forty-one, and the twentieth day of October, nineteen hundred and forty-four, and published in the *Gazette* of the twenty-seventh day of November, nineteen hundred and forty-one, and the twenty-sixth day of October, nineteen hundred and forty-four.

Special provisions to cancel the reservation over parts of the Whaingaroa Domain and to provide for leases over other parts of that Domain.
1949, No. 48

21. Whereas the Whaingaroa Domain Disposal Act 1949 made provision for the cancellation of the reservation over portions of the Whaingaroa Domain, for the disposal of those portions, and for the establishment of a trust to acquire and conduct the licensed premises known as the Waingaro Hot Springs Hotel situated on the said domain: And whereas by that Act further provision was made in relation to the constitution of any trust established as aforesaid: And whereas it is not expedient to set up any trust to control the Waingaro Hot Springs Hotel, nor is it desirable that the domain reservation in respect of its site or in respect of another portion of the domain (being the site of a general store and ancillary buildings) should be cancelled: And whereas it is necessary to make suitable provision for the cancellation of the reservation over certain other portions of the Whaingaroa Domain no longer suitable and not required for recreation purposes: And whereas the Raglan County Council has been appointed the Domain Board to control the Whaingaroa Domain: And whereas a lease over portions of the said domain being the site of the Waingaro Hot Springs Hotel and land adjacent thereto has been offered for public tender and a tender has been

accepted: And whereas it is desirable to make special provision for the issue of a lease over the hotel site and adjacent land, and further special provision is desirable for the leasing of the site of the general store and ancillary buildings: And whereas the Whaingaroa Domain Board has agreed to the issue of the aforesaid leases: Be it therefore enacted as follows:

(1) In this section, unless the context otherwise requires,—

“Domain” means the Whaingaroa Domain:

“Hotel” means the licensed premises situated on the Domain and known as the Waingaro Hot Springs Hotel:

“Minister” means the Minister of Lands.

(2) Those portions of the domain firstly described in subsection nine of this section are hereby declared to be no longer subject to the provisions of the Public Reserves and Domains Act 1928, and the said lands are hereby declared to be Crown land subject to the Land Act 1948 freed and discharged from all reservations, trusts, and restrictions heretofore affecting them.

See Reprint
of Statutes,
Vol. VI, p. 1134
1948, No. 64

(3) Those portions of the said domain secondly and thirdly described in subsection nine of this section, being the site of the hotel and the land immediately adjacent thereto and the site of a general store and other buildings, may be leased by the Minister on behalf of Her Majesty by public auction or by public tender either separately or together and for such consideration in money or otherwise at such rent and subject to such terms and conditions and in such manner and form as the Minister thinks fit, and any lease or leases so granted shall be for a term not exceeding twenty-one years with or without a perpetual right of renewal but with no right of freehold, and the Minister may accept surrenders of any leases so granted by him.

(4) The accommodation licence granted under the provisions of the Licensing Act 1908 in respect of the land secondly described in subsection nine of this section, (which is the property of Her Majesty), is hereby declared to be subject to the provisions of section nineteen of the Public Works Amendment Act 1948, and the provisions of that section, as far as applicable and with the necessary modifications, shall apply to the said land as if it had been acquired by Her Majesty for a public

See Reprint
of Statutes,
Vol. IV, p. 234
1948, No. 39

work and as if the right to the licence granted in respect of the hotel thereon had been purchased by Her Majesty, and as if all references in that section to the Minister of Works were references to the Minister of Lands.

(5) All moneys received by the Crown from the sale or disposal of the land firstly described in subsection nine of this section or as rent in respect of the leasing of the lands secondly and thirdly described in subsection nine of this section shall, without further appropriation than this section, be paid to the Whaingaroa Domain Board, and the Board shall pay the moneys into its account as though they were moneys received as rent for domain land under the control of the said Board.

(6) The District Land Registrar for the Land Registration District of Auckland, on application being made to him by the Commissioner of Crown Lands for the South Auckland Land District, and on completion of such surveys, road dedications, and other matters as may be necessary, shall issue certificates of title under the Land Transfer Act 1952 for the lands secondly and thirdly described in subsection nine of this section in the name of Her Majesty. The said District Land Registrar is hereby authorized and directed to accept such documents for registration, to deposit such plans, and to do all such other things as may be necessary to give effect to the provisions of this section.

(7) This section shall be deemed to have come into force on the first day of May, nineteen hundred and fifty-three.

(8) The Whaingaroa Domain Disposal Act 1949 is hereby repealed.

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

All those areas in the South Auckland Land District, Raglan County, being—

Firstly, those areas in Blocks V and IX, Newcastle Survey District, containing by admeasurement three hundred and two acres two roods and twenty perches, more or less, being portion of the land on a plan deposited in the Land Registry Office at Auckland, under Number 23182, being Allotment 253 and parts of Allotments 86, 86A, and 252, Parish of Waipa, and being parts of the land comprised and described in certificate of title, Volume 615, folio 102, Auckland Registry: as the same

are more particularly delineated on the plan lodged in the office of the Chief Surveyor, at Auckland, as Survey Office Plan 34612, and thereon bordered red.

Secondly, that area in Block V, Newcastle Survey District, containing by admeasurement two roods and twenty-four perches, more or less, being portion of the land on a plan deposited in the Land Registry Office at Auckland, under Number 23182, being part of Allotment 86, Parish of Waipa, and being part of the land comprised and described in certificate of title, Volume 615, folio 102, Auckland Registry: as the same is more particularly delineated on the plan lodged in the office of the Chief Surveyor, at Auckland, as Survey Office Plan 34612, and thereon bordered blue.

Thirdly, that area in Block V, Newcastle Survey District, containing by admeasurement two roods, more or less, being portion of the land on a plan deposited in the Land Registry Office at Auckland, under Number 23182, being part of Allotment 86, Parish of Waipa, and part of the land comprised and described in certificate of title, Volume 615, folio 102, Auckland Registry: as the same is more particularly delineated on the plan lodged in the office of the Chief Surveyor, at Auckland, as Survey Office Plan 34612, and thereon bordered yellow.

22. Whereas pursuant to section two of the Special Powers and Contracts Act 1883 the land described in subsection four of this section (in this section referred to as the said land) was set apart to provide a public hall for the inhabitants of Pokeno: And whereas pursuant to a warrant dated the twenty-seventh day of September, eighteen hundred and eighty-three, and published in the *Gazette* of the fourth day of October of that year, the said land, together with the buildings thereon, was vested in certain trustees upon trust as a site for a public hall: And whereas the hall erected on the said land has now outlived its usefulness and, together with the site, is no longer required, and the trustees wish to dispose of the hall and the site and to apply the proceeds for other public purposes: And whereas it is desirable that they be empowered to do so: Be it therefore enacted as follows:

Authorizing
the trustees of
the Pokeno
Public Hall to
sell certain land
and the
buildings
erected thereon.
1883 (Local),
No. 27

(1) Notwithstanding anything to the contrary in the Special Powers and Contracts Act 1883 or in any other Act, the trustees of the Pokeno Public Hall may sell the said land together with the buildings thereon either

separately or together in such manner, on such terms, and subject to such conditions as they think fit, and on the sale of the said land and the buildings thereon all trusts, reservations, or restrictions previously affecting the said land shall be deemed to be cancelled.

(2) The District Land Registrar for the Land Registration District of Auckland is hereby authorized and directed to deposit such plans, to accept such documents for registration, to make such entries in the register books, and to do all such other things as may be necessary to give effect to the provisions of this section.

(3) All moneys received by the trustees from the disposal of the said land and buildings thereon shall, after the deduction of expenses lawfully incurred, be held by the trustees of the Pokeno Public Hall and shall, with the approval of the Minister of Lands first had and obtained, be applied for the purchase, development, or improvement of other reserves or lands held for recreation or enjoyment of the public or for such other public purpose as the Minister may approve.

(4) The land to which this section relates is more particularly described as follows:

All that area in the North Auckland Land District, Franklin County, situated in Block XIII, Opaheke Survey District, containing by admeasurement thirty-two perches, more or less, being Lot 144A of Section 1, Mangatawhiri Parish, and being all of the land comprised and described in certificate of title, Volume 849, folio 179, Auckland Registry.

Vesting certain land held by the Waiuku Temperance and Public Hall Trust Board in the Waiuku Town Board.

23. Whereas the land described in subsection three of this section is vested in William Joseph King, Arthur Lanfear Hull, David Makgill, Percy Vivian Flexman, John Bent, Caleb Hosking, Charles Thomas Barriball, Vincent John Williams, and John McDonald, all of Waiuku, farmers (in this section referred to as the registered proprietors): And whereas the registered proprietors held the said lands upon the trusts set out in a certain deed of conveyance dated the twenty-second day of November, eighteen hundred and eighty-one, and registered in the Deeds Registry Office at Auckland, under Number 74158, and in a certain deed of conveyance dated the thirtieth day of December, nineteen hundred and twelve, and registered in the Deeds Registry Office at Auckland, under Number 225585:

And whereas by section fourteen of the Reserves and Other Lands Disposal and Public Bodies Empowering Act 1916 the registered proprietors were empowered to borrow money to build a hall and to be incorporated under the Religious, Charitable, and Educational Trusts Act 1908: And whereas on the eighteenth day of October, nineteen hundred and seventeen, the registered proprietors were duly incorporated under the provisions of the last-mentioned Act under the name of the Waiuku Temperance and Public Hall Trust Board (in this section referred to as the Board): And whereas the Board has carried out the trusts created by the said deeds of conveyance and now owns the said land and buildings and other improvements thereon and possesses certain furniture and accumulated funds in connection with the said trust: And whereas the Board is desirous of transferring the said land, buildings, and improvements, and the said furniture and funds to the Waiuku Town Board: And whereas the Waiuku Town Board is prepared to assume ownership of the said land, buildings, and improvements and to accept the said furniture and funds, and to hold the same upon the trusts set out in the deeds of conveyance Numbers 74158 and 225585: And whereas it is expedient that the said land, buildings, improvements, furniture, and funds be vested in the Waiuku Town Board to be held by it upon the trusts in the aforesaid deeds: Be it therefore enacted as follows:

1916, No. 14

See Reprint
of Statutes,
Vol. I, p. 774

(1) The land described in subsection three of this section, together with the buildings and other improvements thereon and the said furniture and funds, are hereinafter declared to be no longer under the control of the said Board and to be no longer vested in the said registered proprietors, and the said land, buildings, and improvements and furniture and funds are hereby vested in the Waiuku Town Board upon the trusts set out in the said deeds of conveyance Numbers 74158 and 225585.

(2) The District Land Registrar for the Land Registration District of Auckland is hereby authorized and directed to make such entries in the register books and to do all such other things as may be necessary to give effect to the provisions of this section.

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

All that area in the North Auckland Land District situated in Block III, Maioro Survey District, containing by admeasurement twenty-nine perches and six-tenths of a perch, more or less, being part of Allotment 4, Waiuku East Parish, and being all the land comprised and described in certificate of title, Volume 586, folio 14, Auckland Registry (limited as to parcels and title).

Cancelling the vesting of certain land in the Trustees of the Hokitika Racecourse and declaring it to be Crown land. 1884 (Local), No. 14
See Reprint of Statutes, Vol. VI, p. 1134
1948, No. 64

24. Whereas the lands described in subsection five of this section, being the site of the Hokitika Racecourse (in this section referred to as the said land), were vested in a Board of Trustees pursuant to the Hokitika Racecourse Reserve Act 1884 in trust for the purpose of racing as provided by that Act and are subject also to the Public Reserves and Domains Act 1928 : And whereas it is desirable that the said land be declared Crown land subject to the Land Act 1948 in order that part of the same may be sold to the Westland Racing Club Incorporated : Be it therefore enacted as follows :

(1) Notwithstanding anything to the contrary in the Hokitika Racecourse Reserve Act 1884, or in any other Act, the vesting of the said land in the trustees of the Hokitika Racecourse is hereby cancelled and the said land is hereby declared to be vested in Her Majesty as Crown land subject to the Land Act 1948, and to be no longer subject to the Public Reserves and Domains Act 1928.

(2) The District Land Registrar for the Land Registration District of Westland is hereby authorized and directed to accept such documents for registration and to make such entries in the register books and to do all such other things as may be necessary to give effect to the provisions of this section.

(3) All moneys received on the disposal under the Land Act 1948 of the said land shall be paid into the Land Settlement Account and shall, in the discretion of the Minister of Lands, and without further appropriation than this section be payable for the purchase, development, or improvement of other reserves or land held for the recreation or enjoyment of the public.

(4) The Hokitika Racecourse Reserve Act 1884 and section fifty-six of the Reserves and Other Lands Disposal and Public Bodies Empowering Act 1906 are hereby repealed.

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

Firstly, all that area in the Westland Land District, containing by admeasurement twenty-five acres two roods and three perches, more or less, being Reserve 1202, situated in the Borough of Hokitika, and being part of the land comprised and described in certificate of title, Volume 29, folio 126, Westland Registry, limited as to parcels.

Secondly, all that area in the Westland Land District, containing by admeasurement forty-nine acres and seventeen perches, more or less, being Part Reserve 452, situated in Block I, Kaniere Survey District, and being the balance of the land comprised and described in certificate of title, Volume 29, folio 126, Westland Registry, limited as to parcels.

As the same are more particularly delineated on the plans marked L. and S. 28866 and 28866A and deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red (S.O. Plan 3322).

25. Whereas the lands described in subsection five of this section are vested in the Corporation of the Borough of Port Chalmers as reserves for the purposes referred to in that subsection : And whereas the Port Chalmers Borough Council (in this section referred to as the Council) has granted leases in respect of parts of the said lands : And whereas the leases purport to confer certain rights to successive renewals thereof : And whereas the Council has no power to grant leases containing those rights in respect of the said lands : And whereas it is expedient that the leases granted by the Council be validated and that the Council be granted additional leasing powers in respect of the said lands : Be it therefore enacted as follows :

Validating certain leases and extending the leasing powers of the Port Chalmers Borough Council in respect of certain lands.

(1) All leases in respect of the lands described in subsection five of this section, or in respect of any parts of any such lands, granted heretofore by the Council, and all rights of way granted or reserved in connection therewith, are hereby declared to be and to have been valid and binding and of full force and effect according to their tenor.

(2) The registration of any of the said leases under the Land Transfer Act 1952 is hereby validated.

1933, No. 30

(3) Notwithstanding anything to the contrary in any Act or rule of law the Council shall have, in respect of the lands described in subsection five of this section, 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 Corporations Act 1933.

(4) The District Land Registrar for the Otago Land Registration District is hereby authorized and directed to make such entries in the register books, to register such instruments, and to do all such other things as may be necessary to give effect to the provisions of this section.

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

All those areas in the Otago Land District, being—

Firstly, all those areas situated in the Borough of Port Chalmers containing together by admeasurement six acres three roods twenty-three perches and sixty-eight hundredths of a perch, more or less, and being Sections 62, 86, 118, 129, 146, 156, 169, 181, 192, 203, 213, 223, 233, 243, 253, 263, 273, 283, 293, 303, 313, 323, 333, 343, 353, 373, and 387, Town of Port Chalmers, and Lot 1 on a plan deposited in the Land Registry Office at Dunedin, under Number 5728, being Part Section 334, Town of Port Chalmers, being all the land comprised and described in certificates of title, Volume 231, folios 135, 136, 142, 141, 143, 144, 145, 153, 154, 155, 156, 164, 165, 166, 167, 168, 169, 170, 171, 172, 179, 180, 181, 182, 183, 185, 186, and Volume 311, folio 237, Otago Registry; all of the said lands being reserved in trust for the purposes of public utility for the Town of Port Chalmers and its inhabitants.

Secondly, all that area situated in the Borough of Port Chalmers containing by admeasurement one acre two roods and seventeen perches, more or less, being Sections 137, 138, 139, 140, 141, and 143, Town of Port Chalmers, being all the land comprised and described in certificate of title, Volume 46, folio 24, Otago Registry; all of the said lands being reserved in trust for purposes of a municipal estate for the Town of Port Chalmers and its inhabitants.

Thirdly, all that area situated in the Borough of Port Chalmers containing by admeasurement thirty perches, more or less, being part Section 407, Town of Port

Chalmers, being all the land comprised and described in certificate of title, Volume 109, folio 252, Otago Registry; the said land being reserved in trust for a site for a fire brigade station.

Fourthly, all those areas situated in the Waikouaiti County containing together by admeasurement four hundred and eighty-four acres and twenty-seven perches, more or less, being Sections 27, 28, 29, 31, 32, and parts of Section 24, Block IV, and parts of Sections 86 and 87, Block VI, North Harbour and Blueskin Survey District, being all the land comprised and described in certificates of title, Volume 263, folios 124 and 125, Otago Registry; all of the said lands being reserved in trust for purposes of public utility for the Town of Port Chalmers and its inhabitants.

26. (1) Section twenty-two of the New Zealand University Amendment Act 1914 is hereby amended by omitting from subsection one the words "into the Public Account to the credit of a separate account, and shall be paid over quarterly by the Minister of Finance."

Making provision for the disbursement of rentals received in respect of Taranaki Scholarship and Victoria University College Endowments. See Reprint of Statutes, Vol. II, p. 1133 1933, No. 26

(2) Section thirty-three of the Victoria University College Act 1933 is hereby amended by omitting from subsection two the words "or appropriation than this Act, be paid over from time to time", and substituting the words "than this Act, be paid over from time to time by the Commissioner of Crown Lands."

27. Whereas the lands described in subsection three of this section are vested in Her Majesty pursuant to section thirteen of the Land Subdivision in Counties Act 1946 as Crown land available for disposal for cash under the Land Act 1948: And whereas it is not desired to dispose of the said lands for cash, but it is desirable that the said lands be set apart as a recreation reserve subject to the Public Reserves and Domains Act 1928: Be it therefore enacted as follows:

Setting apart as a recreation reserve an area of Crown land vested in Her Majesty pursuant to the Land Subdivision in Counties Act 1946. 1946, No. 23 1948, No. 64 See Reprint of Statutes, Vol. VI, p. 1134

(1) The lands described in subsection three of this section are hereby declared to be no longer subject to the provisions of subsection two of section thirteen of the Land Subdivision in Counties Act 1946 and the said lands are hereby declared to be set apart as a recreation reserve subject to Part I of the Public Reserves and Domains Act 1928.

(2) The District Land Registrar for the Land Registration District of Nelson is hereby authorized and directed to make such entries in the register books and to do all such other things as may be necessary to give effect to the provisions of this section.

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

All that area in the Waimea County, Nelson Land District, situated in Block VI, Waimea Survey District, containing by admeasurement one rood and twenty-four perches, more or less, being Lots 16 and 17 on the plan deposited in the Land Registry Office at Nelson, under Number 4655, being part of Section 118, District of Waimea East, and being part of the land formerly comprised and described in certificate of title, Volume 101, folio 49, Nelson Registry.

Vesting portion of the Onehunga Domain in the Onehunga Borough Council for an estate in fee simple.

See Reprint of Statutes, Vol. VI, p. 1148

28. Whereas the land described in subsection three of this section (in this section referred to as the said land) is vested in Her Majesty as a public domain subject to Part II of the Public Reserves and Domains Act 1928 and forms part of the Onehunga Domain: And whereas the Onehunga Borough Council (in this section referred to as the Council) is the Onehunga Domain Board having control of the said Onehunga Domain: And whereas the Council desires to use the said land, together with other adjoining land, for war memorial purposes: And whereas, for the better management and control of the said war memorial, it is desirable and expedient that the said land be vested in the Corporation of the Borough of Onehunga for an estate in fee simple freed and discharged from all trusts, reservations, and restrictions heretofore affecting it: Be it therefore enacted as follows:

(1) The said land is hereby declared to be no longer part of the Onehunga Domain subject to the provisions of Part II of the Public Reserves and Domains Act 1928 and to be no longer vested in Her Majesty the Queen and is hereby vested in the Corporation of the Borough of Onehunga for an estate in fee simple subject to the provisions of the Municipal Corporations Act 1933, but otherwise freed and discharged from all trusts, reservations, and restrictions heretofore affecting the said land.

(2) The District Land Registrar for the Land Registration District of Auckland is hereby authorized and directed to make such entries in the register books and to do all such other things as may be necessary to give effect to the provisions of this section.

(3) The land to which this section relates is more particularly described as follows:

All that area in the North Auckland Land District, Borough of Onehunga, situated in Block I, Otahuhu Survey District, containing by admeasurement one rood sixteen perches and two-tenths of a perch, more or less, being parts of Allotments 5 and 13 of Section 36, Town of Onehunga, being part of the land shown on a plan deposited in the Land Registry Office at Auckland, under Number 21689, and being the whole of the land comprised and described in certificate of title, Volume 672, folio 117, Auckland Registry.

29. Whereas the lands described in subsection two of this section are set apart as permanent State forest land under the Forests Act 1949: And whereas it is desirable that they should be declared Crown land subject to the Land Act 1948: Be it therefore enacted as follows:

Declaring land subject to the Forests Act 1949 to be Crown land subject to the Land Act 1948. 1949, No. 19 1948, No. 64

(1) The setting apart of the lands described in subsection two of this section as permanent State forest land is hereby revoked and the said lands are hereby declared to be Crown land subject to the Land Act 1948.

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

Firstly, all that area in the Rangitikei County, Wellington Land District, containing by admeasurement sixty-seven acres, more or less, being Part Section 4, Block XV, Moawhango Survey District: as the same is more particularly delineated on the plan marked L. and S. 8/4/9, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

Secondly, all that area in the Maniototo County, Otago Land District, containing by admeasurement eleven hundred and forty-one acres, more or less, being part of Section 1, Block XII, Gimmerburn Survey District: as the same is more particularly delineated on the plan marked L. and S. 1890/1024, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red (Otago S.O. Plan 11624).

Thirdly, all that area in the Masterton County, Wellington Land District, containing by admeasurement one hundred and thirty-two acres two roods and fifteen perches, more or less, situated in Blocks IX and XIII, Rewa Survey District, being Lots 3 and 4, and Part Lots 1 and 2 on a plan deposited in the Land Registry Office at Wellington, under Number 14910, and being part of Sections 77, 78, 79, and 394, Whareama Block: as the same is more particularly delineated on the plan marked L. and S. X/95/51, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red (Wellington S.O. Plan 22743).

Fourthly, all that area in the Southland Land District, containing by estimation two hundred and seventy acres, more or less, situated in Block VI, Gap Survey District, and Block VI, Waikaia Survey District, being part of State forest reserve Number 22, bounded as follows:

Commencing at the northernmost corner of Section 4, Block VI, Waikaia Survey District; thence north-easterly along a public road for a distance of 218 links; thence north-westerly along a right line on a bearing of $293^{\circ} 50'$ to the left bank of the Waikaia River; thence north-easterly along the left bank of the Waikaia River to Charcoal Creek; thence south-easterly along the left bank of Charcoal Creek to the bush edge; thence southerly generally along the said bush edge to its junction with the south-eastern boundary of Section 6, Block IV, Waikaia Survey District; thence northerly generally along the eastern boundaries of the said Section 6, Block IV, Section 1, Block VI, and a public road, Section 4B, Block VI, a public road, and Section 4, Block VI, Waikaia Survey District, to the point of commencement; save and excepting an intersecting public road: as the same is more particularly delineated on the plan marked L. and S. 8/10/62, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

Fifthly, all that area in the Westland County, Westland Land District, containing by admeasurement thirty-three acres one rood and eight perches, more or less, being part of Reserve 212, situated in Block VI, Otira Survey District: as the same is more particularly

delineated on the plan marked L. and S. 16/2982, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

Sixthly, all that area in the Westland County, Westland Land District, containing by admeasurement twenty-two acres one rood twenty-five perches and eight-tenths of a perch, more or less, being part of Reserve 322, situated in Block IX, Okuru Survey District: as the same is more particularly delineated on the plan marked L. and S. 16/2982A, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

Seventhly, all that area in the Southland Land District containing by admeasurement sixty-eight acres, more or less, being part Section 61, Block VII, Longwood Survey District: as the same is more particularly delineated on the plan marked L. and S. 22/2053, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red (Southland S.O. Plan 6090).

Eighthly, all that area in the Selwyn County, Canterbury Land District, containing by admeasurement four hundred and two acres, more or less, being part of Reserves 3120 and 3294, situated in Block XIII, Kowhai Survey District: as the same is more particularly delineated on the plan marked L. and S. 21/149/3244, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon coloured red and blue respectively (Christchurch S.O. Plan 8550L).

Ninthly, all that area in the Whangaroa County, North Auckland Land District, situated in Block XV, Kaeo Survey District, containing by admeasurement fifty-nine acres one rood and ten perches, more or less, and being part of Mokau Block: as the same is more particularly delineated on the plan marked L. and S. X/91/7, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red (Auckland S.O. Plan 38095).

Tenthly, all that area in the Hawke's Bay County, Hawke's Bay Land District, situated in Blocks IX and XIII, Patoka Survey District, containing by admeasurement fifty-nine acres one rood and twenty perches, more

or less, being Lot 6 on a plan deposited in the Land Registry Office at Napier, under Number 8601, being part Kohurau Block, and being part of the land comprised and described in certificate of title, Volume 38, folio 48, Hawke's Bay Registry.

Eleventhly, all that area in the Mangonui County, North Auckland Land District, containing by admeasurement six acres, more or less, being Section 44, Block X, Takahue Survey District: as the same is more particularly delineated on the plan marked L. and S. 26/13338, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red (Auckland S.O. Plan 22817).

Twelfthly, all that area in the Taupo County, South Auckland Land District, containing by admeasurement fourteen hundred and eighty acres and twenty-six perches, more or less, being Section 3 and part of Section 1, Block I, Tuhingamata East Survey District, and Pakuri B Block, situated in Block IV, Tuhingamata West Survey District: as the same is more particularly delineated on the plan marked L. and S. 12/15, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

Thirteenthly, all that area in the Dannevirke County, Hawke's Bay Land District, containing by admeasurement twenty-one acres three roods and seven perches, more or less, being Section 6, Block II, Norsewood Survey District: as the same is more particularly delineated on the plan marked L. and S. 9/1612, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red (Hawke's Bay S.O. Plan 2629).

Fourteenthly, all that area in the Rotorua and Whakatane Counties, South Auckland Land District, situated in Blocks XIV and XV, Ruawahia Survey District, and Blocks II, III, IV, V, and VI, Kaingaroa Survey District, containing by admeasurement eight thousand eight hundred and thirty-one acres one rood and ten perches, more or less, being parts Runs 54 and 55, and being part of the land set apart as permanent State forest by Proclamation dated the twenty-seventh day of November, nineteen hundred and thirty-one, and published in the *Gazette* of the third day of December

of that year at page 3412: as the same is more particularly delineated on the plan marked L. and S. X/92/27, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red (South Auckland S.O. Plan 35574).

Fifteenthly, all that area in the Whakatane County, South Auckland Land District, containing by admeasurement ninety-nine acres one rood and twenty perches, more or less, being Te Tuturi A Block, situated in Block X, Ahikereru Survey District: as the same is more particularly delineated on the plan marked L. and S. 22/697, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red (Auckland M.L. Plan 16544).

Sixteenthly, all those areas in the Waimea County, Nelson Land District, containing together by admeasurement three thousand three hundred and eighty-six acres two roods fourteen perches and three-tenths of a perch, more or less, being all those areas more particularly described in the Schedule to this Act: as the same are more particularly delineated on the plan marked L. and S. 10/97/64, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

Seventeenthly, all that area in the Hobson County, North Auckland Land District, situated in Blocks VI and IX, Waipoua Survey District, containing by admeasurement ninety-five acres, more or less, being Waipoua Number 2B 2A Block: as the same is more particularly delineated on the plan marked L. and S. 10/91/8, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red (Auckland M.L. Plan 9894).

30. Whereas by Crown Grant dated the sixth day of September, eighteen hundred and fifty-one, and registered in the office of the Registrar of Deeds at Nelson, under Number 46, and affecting Section 498 in the City of Nelson, containing one acre, more or less, and being more particularly described in subsection three of this section, the said land was granted to Henry Redwood the Elder, Francis Otterson, Joseph Ward, Henry Redwood the Younger, and John Armstrong, to hold with all the appurtenances thereunto belonging to,

Vesting certain land in the City of Nelson in the Roman Catholic Archbishop of the Archdiocese of Wellington

for, and upon such trusts and for such uses, intents, and purposes, as three-fourths in number of the male heads of families of the body of Roman Catholics then or thereafter residing in the settlement of Nelson should by some deed in writing under their respective hands from time to time appoint: And whereas by deed of conveyance dated the twenty-fourth day of June, eighteen hundred and fifty-two, and registered in the office of the Registrar of Deeds at Nelson, under Number 11901, and affecting Section 494 in the City of Nelson, containing one acre, more or less, and being more particularly described in subsection three of this section, a vendor therein described conveyed and assured the said section to the said Henry Redwood the Elder, Francis Otterson, Joseph Ward, Henry Redwood the Younger, and John Armstrong to hold with all appurtenances thereunto belonging upon the like trusts appearing in the said Crown Grant: And whereas no such appointment in respect of either of the said Sections 494 and 498 has ever been made: And whereas there is erected on the said sections which are adjacent the parish church of the Roman Catholic Parish of Nelson, a church hall and a church library: And whereas, by deed of conveyance dated the first day of June, eighteen hundred and sixty-one, registered in the office of the Registrar of Deeds at Nelson, under Number 11903, a vendor therein described conveyed and assured Section 491 in the City of Nelson to the Right Reverend Philip Joseph Viard, Henry Redwood the Elder, Henry Redwood the Younger, William O'Dwyer, John William Gay Beauchamp, and John Armstrong to hold with all the appurtenances thereunto belonging in trust as and for an endowment for the maintenance and support of the Roman Catholic Mission and Religion in the City of Nelson aforesaid: And whereas erected on the said Section 491 is the presbytery of the Roman Catholic Parish of Nelson and a cottage: And whereas all the persons named as trustees in the said Crown grant and conveyances are now deceased and it is not known which was the last survivor of either of the two said sets of trustees: And whereas it is expedient to define the trusts upon which the said lands shall be held: Be it therefore enacted as follows:

(1) The lands described in subsection three of this section are hereby vested in and shall be held by the Roman Catholic Archbishop of the Archdiocese of Wellington for the time being under the provisions of the Roman Catholic Lands Act 1876, and the Roman Catholic Lands Act Extension Act 1890, and the Roman Catholic Bishops Empowering Act 1951, subject to any encumbrances thereon and any contracts hereinbefore made in respect thereto, in trust for the benefit of the Catholic Church in the Provincial District of Nelson.

1876 (Private),
No. 38
1890 (Private),
No. 1
1951 (Private),
No. 2

(2) The District Land Registrar for the Land Registration District of Nelson is hereby authorized and directed to make such entries in the register books and to do all such other things as may be necessary to give effect to the provisions of this section.

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

All those areas in the Nelson Land District, City of Nelson, being—

Firstly, all that area containing by admeasurement two acres, more or less, being Sections 494 and 498, City of Nelson, and being all the land comprised and described in certificate of title, Volume 72, folio 252, Nelson Registry.

Secondly, all that area containing by admeasurement one acre, more or less, being Section 491, City of Nelson, and being all the land comprised and described in certificate of title, Volume 72, folio 251, Nelson Registry.

31. Whereas the land described in subsection two of this section is to be subdivided for the settlement of ex-servicemen and it is desirable for the successful settlement of the individual subdivisions thereof that a drainage district be established under control of the Rodney County Council pursuant to section one hundred and sixty-eight of the Counties Act 1920 without first complying with the provisions of subsection two of that section: And whereas the Rodney County Council has agreed to accept control of the proposed drainage district: Be it therefore enacted as follows:

(1) The land more particularly described in subsection two of this section is hereby declared to be a district for the purpose of the construction and maintenance of drainage works therein as if a petition had

Declaring
certain land to
be a district
for the purpose
of the
construction
and
maintenance of
drainage works
therein.

See Reprint
of Statutes,
Vol. V, p. 241

been signed under subsection two of section one hundred and sixty-eight of the Counties Act 1920 in respect thereof and as if the Rodney County Council had complied with the provisions of subsections three and four of the said section one hundred and sixty-eight and as if the Council had, by special order under subsection one of the said section, declared it so to be, and the Council shall have in relation thereto all the powers possessed by County Councils in respect of lands declared to be drainage districts in pursuance of the said section one hundred and sixty-eight.

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

All that area in the Rodney County, North Auckland Land District, situated in Blocks XV and XVI, Hukaterere Survey District, Block XIII, Otamatea Survey District, Blocks III and VI, Okaka Survey District, and Block I, Tauhoa Survey District, containing by admeasurement a total of nine thousand and forty-one acres, more or less, being all the land on a plan deposited in the Land Registry Office at Auckland, under Number 10011, and being parts of Okahukura Numbers 1 and 2 Blocks.

32. Whereas the lands described in subsection two of this section (in this section referred to as the said lands) were formerly recreation reserves subject to the Public Reserves and Domains Act 1928: And whereas, pursuant to an Order in Council dated the eighteenth day of February, nineteen hundred and fifty-two, and published in the *Gazette* of the twenty-eighth day of that month and an Order in Council dated the fourth day of February, nineteen hundred and fifty-two, and published in the *Gazette* of the fourteenth day of that month, the said lands were declared to be Crown land available for disposal under the Land Act 1948: And whereas parts of the said lands have been disposed of on deferred payment licence under the Land Act 1948, or sold for cash under that Act: And whereas it is provided by subsection five of section seven of the Public Reserves and Domains Act 1928 that the proceeds from the sale of recreation reserves can be applied only in the purchase of other land for recreation purposes: And whereas the recreation reserves of the Borough of Mount Wellington are adequate for

Authorizing
the payment
of proceeds
received from
the sale of
certain
recreation
reserves to the
Mount
Wellington
Borough
Council.
See Reprint
of Statutes,
Vol. VI, p. 1134

1948, No. 64

its requirements and it is desirable that the proceeds from the sale of the said lands be applied towards the development of recreation reserves within the borough: Be it therefore enacted as follows:

(1) An amount or amounts equal to the total proceeds of the sale of the said lands may from time to time, if the Minister of Lands so directs, be paid from the Land Settlement Account without further appropriation than this section to the Mount Wellington Borough Council to be applied in the improvement or development of public reserves within the borough.

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

Firstly, all that area in the Borough of Mount Wellington, North Auckland Land District, situated in Block II, Otahuhu Survey District, containing by admeasurement three acres two roods and five-tenths of a perch, more or less, being Lot 28 as shown on a plan deposited in the Land Registry Office at Auckland, under Number 19825, and being part Allotment 53 of Section 12, Suburbs of Auckland.

Secondly, all those areas in the Borough of Mount Wellington, North Auckland Land District, situated in Block II, Otahuhu Survey District, together containing by admeasurement one rood and one perch and eighty-three hundredths of a perch, more or less, being Lots 50 and 65 as shown on a plan deposited in the Land Registry Office at Auckland, under Number 20306, being parts of Allotments 7 and 8, Small Lots near Panmure: as the same are more particularly delineated on the plans marked L. and S. 1/1282 and L. and S. 1/1282A, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

33. Whereas section thirty-seven of the Reserves and Other Lands Disposal Act 1952 authorized the Wellington City Council (in this section referred to as the Council) to transfer certain land described in that section on behalf of the Corporation of the City of Wellington to Her Majesty to be held under the Public Works Act 1928, for the purposes set out in subsection one of section thirty of the Finance Act (No. 2) 1945: And whereas the survey of the said land discloses that, for the purpose of obtaining a more satisfactory boundary, certain adjustments to the description of the land

Amending
section 37 of
the Reserves
and Other
Lands Disposal
Act 1952.
1952, No. 69
See Reprint
of Statutes,
Vol. VII, p. 622
1945, No. 45

are necessary: And whereas it is desirable that the description of the lands dealt with in the said section thirty-seven should be varied accordingly: Be it therefore enacted as follows:

Section thirty-seven of the Reserves and Other Lands Disposal Act 1952 is hereby amended by repealing subsection four, and substituting the following subsection:

“(4) The land to which this section relates is particularly described as follows:

“All that area in the Wellington Land District, City of Wellington, containing by admeasurement nine acres two roods sixteen perches and three-tenths of a perch, more or less, being part of the Town Belt, Town of Wellington, and being also part of the land on a plan deposited in the Land Registry Office at Wellington, under Number 8914, and being part of the land comprised and described in certificate of title, Volume 401, folio 283, Wellington Registry, limited as to title: as the same is more particularly delineated on the plan lodged in the office of the Chief Surveyor, at Wellington, under Number 23059, and thereon edged blue.”

SCHEDULE

Schedule.

Section 29

DESCRIPTION OF LAND IN NELSON LAND DISTRICT REFERRED TO IN
SECTION TWENTY-NINE

Description	Area			Certificate of Title		Gazette	
				Vol.	Fol.	Year	Page
Sections 35 and 39, Block IV, and Sections 31 and 34, Block VIII, Wai-iti Survey District ..	868	3	22	47	233	1942	980
Sections 11 and 23, Block VIII, Wai-iti Survey District, part Section 2 of Block I, District of Waimea West, situated in Block VIII, Wai-iti Survey District ..	142	0	00	{ 25 47 }	{ 256 223 }	1947	740
Sections 16, 17, and 24, Block VIII, Wai-iti Survey District ..	349	0	00	33	236	1947	740
Section 168, District of Waimea West, situated in Block IV, Wai-iti Survey District ..	20	0	00	33	105	1947	1029
Section 68, District of Moutere Hills, situated in Block IV, Wai-iti Survey District ..	81	2	15	22	294	1948	168
Section 50, Square 2, situated in Block VIII, Wai-iti Survey District ..	24	0	32	63	25	1948	1220
Section 186, Square 2, situated in Block VIII, Wai-iti Survey District ..	262	0	00	14	168	1948	1220
Section 91, part of Section 85, Square 1, Sections 57, 58, and 59, and part of Section 55, Square 2, and part of Section 78, Waimea West, situated in Block I, Waimea Survey District, and Section 56, Block VIII, Wai-iti Survey District, being the whole of the land shown on D.P. 3968 ..	1,177	0	00	..	..	1949	1035
Section 36, Square 2, situated in Block IV, Wai-iti Survey District ..	147	0	00	..	..	1950	850
Sections 51 and 53, and part Sections 8 and 52, Square 2, together with Section 54, Block V, Waimea Survey District ..	257	1	05.3	{ 107 68 }	{ 55 230 }	1950	850
Formerly closed road by Proclamation in New Zealand Gazette, 1950, page 304, adjoining or passing through Section 81, District of Waimea West, part Section 78, District of Waimea West, and Section 59, Square 2, situated in Blocks I and V, Waimea Survey District, and being the whole of the land on S.O. Plan 9636 ..	1	0	20	..	..	1951	1150
Section 22, Block VIII, Wai-iti Survey District ..	56	2	00	Balance	..	1948	1341