

New Zealand.

ANALYSIS.

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1938, No. 2.—*Private.*

Title.

AN ACT to exempt the Cornwall Park Trustees from Liability for the Payment of Rates in respect of certain Lands held by them upon Trust as a Place of Public Recreation and Enjoyment for the People of the Dominion of New Zealand.

[16th September, 1938.]

Preamble.

WHEREAS the lands described in the Schedule hereto are portions of an area vested in James Hall, Settler, James Henry Gunson, Knight, Albert Ernest Bollard, Company Secretary, and Edward Robert Nolan Russell, Solicitor, all of Auckland in New Zealand (hereinafter referred to as the trustees), upon the trusts declared by a certain declaration of trust bearing date the tenth day of June, nineteen hundred and one, and known as "the Cornwall Park Trust Deed": And whereas by the said declaration of trust it is declared that the said lands shall be held by the trustees upon trust as a place of public recreation and enjoyment for the

people of the Colony of New Zealand and also for such public purposes for the general benefit of the people of New Zealand in the way of affording them recreation, enjoyment, pleasure, and instruction and other similar benefits and advantages of that nature as the trustees shall from time to time consider best: And whereas the said lands are rateable property within the meaning of the Rating Act, 1925, and the trustees have heretofore duly paid and discharged all rates charged or levied against them in respect of the said lands by the One Tree Hill Borough Council, being the local authority within whose jurisdiction the said lands are situate: And whereas, having regard to the public purposes for which the said lands are vested in the trustees, it is desirable expressly to exempt the trustees from liability for the payment of rates in respect thereof:

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

1. This Act may be cited as the Cornwall Park Trustees Rating Exemption Act, 1938. Short Title.

2. (1) Except as provided in the next succeeding subsection, the trustees for the time being in office under the Cornwall Park Trust Deed hereinbefore referred to are hereby exempted from liability for the payment of any rates in respect of the lands or any part of the lands described in the Schedule hereto. Exemption of Cornwall Park Trustees from liability for payment of rates in respect of lands described in Schedule hereto.

(2) This section shall not apply with respect to rates made and levied by any local authority on or before the thirty-first day of March, nineteen hundred and thirty-eight.

3. This Act is hereby declared to be a private Act. This Act a private Act.

SCHEDULE.

Schedule.

ALL those pieces or parcels of land being parts of Allotments Nos. 3, 9, 10, and 11 of Section 11, Suburbs of Auckland, bounded, commencing at a point which is at the corner of Tiwai Road and Campbell Road by a line bearing $325^{\circ} 47'$, 2132·6 links; thence by a line bearing $56^{\circ} 14'$, 3827·8 links; thence by a line bearing $308^{\circ} 38'$, 1280 links; thence by a line bearing $24^{\circ} 24'$, 234 links; thence by a line bearing 356° , 266·5 links; thence by a line bearing $334^{\circ} 56'$, 298·5 links;

thence by a line bearing $291^{\circ} 46'$, 1153 links; thence by a line bearing $252^{\circ} 15'$, 253.9 links; thence by a line bearing $304^{\circ} 18'$, 125 links; thence by a line bearing $227^{\circ} 48'$, 976 links; thence by a line bearing $296^{\circ} 54'$, 450 links; thence by a line bearing $24^{\circ} 27'$, 3623.3 links; thence by a frontage to Green Lane bearing $87^{\circ} 20'$, 3036.9 links; thence by a line bearing $140^{\circ} 49'$, 1333.7 links; thence by a line bearing $142^{\circ} 1'$, 100 links; thence by a line bearing $144^{\circ} 27'$, 100 links; thence by a line bearing $146^{\circ} 53'$, 100 links; thence by a line bearing $149^{\circ} 20'$, 100 links; thence by a line bearing $151^{\circ} 46'$, 100 links; thence by a line bearing $154^{\circ} 13'$, 100 links; thence by a line bearing $156^{\circ} 38'$, 100 links; thence by a line bearing $159^{\circ} 5'$, 100 links; thence by a line bearing $161^{\circ} 31'$, 100 links; thence by a line bearing $181^{\circ} 2'$, 100 links; thence by a line bearing $183^{\circ} 28'$, 100 links; thence by a line bearing $185^{\circ} 54'$, 100 links; thence by a line bearing $171^{\circ} 17'$, 100 links; thence by a line bearing $190^{\circ} 47'$, 100 links; thence by a line bearing $176^{\circ} 9'$, 100 links; thence by a line bearing $178^{\circ} 36'$, 100 links; thence by a line bearing $181^{\circ} 2'$, 100 links; thence by a line bearing $183^{\circ} 28'$, 100 links; thence by a line bearing $185^{\circ} 54'$, 100 links; thence by a line bearing $188^{\circ} 21'$, 100 links; thence by a line bearing $190^{\circ} 47'$, 100 links; thence by a line bearing $193^{\circ} 13'$, 100 links; thence by a line bearing $195^{\circ} 40'$, 100 links; thence by a line bearing $198^{\circ} 6'$, 100 links; thence by a line bearing $200^{\circ} 32'$, 100 links; thence by a line bearing $202^{\circ} 59'$, 100 links; thence by a line bearing $205^{\circ} 25'$, 100 links; thence by a line bearing $207^{\circ} 51'$, 100 links; thence by a line bearing $209^{\circ} 57'$, 100 links; thence by a line bearing $210^{\circ} 49'$, 2800.3 links; thence by a line bearing $211^{\circ} 56'$, 100 links; thence by a line bearing $214^{\circ} 11'$, 100 links; thence by a line bearing $216^{\circ} 26'$, 100 links; thence by a line bearing $218^{\circ} 41'$, 100 links; thence by a line bearing $220^{\circ} 56'$, 100 links; thence by a line bearing $223^{\circ} 11'$, 100 links; thence by a line bearing $225^{\circ} 25'$, 100 links; thence by a line bearing $227^{\circ} 40'$, 100 links; thence by a line bearing $229^{\circ} 55'$, 100 links; thence by a line bearing $232^{\circ} 10'$, 100 links; thence by a line bearing $234^{\circ} 25'$, 100 links; thence by a line bearing $236^{\circ} 40'$, 100 links; thence by a line bearing $238^{\circ} 54'$, 100 links; thence by a line bearing $241^{\circ} 9'$, 100 links; thence by a line bearing $243^{\circ} 24'$, 100 links; thence by a line bearing $245^{\circ} 39'$, 100 links; thence by a line bearing $247^{\circ} 56'$, 103.6 links; thence by a line bearing $246^{\circ} 5'$, 100 links; thence by a line bearing $240^{\circ} 3'$, 100 links; thence by a line bearing $234^{\circ} 1'$, 100 links; thence by a line bearing $227^{\circ} 59'$, 100 links; thence by a line bearing $221^{\circ} 57'$, 100 links; thence by a line bearing $215^{\circ} 55'$, 100 links; thence by a line bearing $209^{\circ} 53'$, 100 links; thence by a line bearing $203^{\circ} 51'$, 100 links; thence by a line bearing $197^{\circ} 49'$, 100 links; thence by a line bearing $191^{\circ} 47'$, 100 links; thence by a line bearing $185^{\circ} 44'$, 100 links; thence by a line bearing $179^{\circ} 11'$, 114.9 links; thence by a line bearing $355^{\circ} 38'$,

280.3 links; thence by a frontage to Campbell Road bearing $239^{\circ} 12'$, 765.1 links, back to the starting-point, which is the corner of Tiwai Road and Campbell Road, containing by admeasurement 262 acres 1 rood 28 perches.

Also all those pieces or parcels of land being parts of Allotments Nos. 8, 8A, and 19 of Section 11, Suburbs of Auckland, bounded, commencing at a point in Green Lane, which is the south-eastern corner of land held under lease by the Auckland Metropolitan Agricultural and Pastoral Association, Incorporated, by a parabolic curve 2700 links; thence by a line bearing $279^{\circ} 35'$, 2133.3 links; thence by a frontage to Campbell Crescent, being an arc of a circle 600 links; thence by a frontage to Campbell Crescent, being an arc of a circle 280 links; thence by a line bearing $99^{\circ} 35'$, 2757.6 links; thence by a line bearing $100^{\circ} 44'$, 100 links; thence by a line bearing $103^{\circ} 1'$, 100 links; thence by a line bearing $105^{\circ} 9'$, 100 links; thence by a line bearing $107^{\circ} 36'$, 100 links; thence by a line bearing $109^{\circ} 54'$, 100 links; thence by a line bearing $112^{\circ} 11'$, 100 links; thence by a line bearing $114^{\circ} 29'$, 100 links; thence by a line bearing $116^{\circ} 46'$, 100 links; thence by a line bearing $119^{\circ} 3'$, 100 links; thence by a line bearing $121^{\circ} 21'$, 100 links; thence by a line bearing $123^{\circ} 39'$, 100 links; thence by a line bearing $125^{\circ} 56'$, 100 links; thence by a line bearing $128^{\circ} 14'$, 100 links; thence by a line bearing $130^{\circ} 31'$, 100 links; thence by a line bearing $132^{\circ} 49'$, 100 links; thence by a line bearing $135^{\circ} 7'$, 100 links; thence by a line bearing $137^{\circ} 24'$, 100 links; thence by a line bearing $139^{\circ} 41'$, 100 links; thence by a line bearing $140^{\circ} 41'$, 1645.3 links; thence by a frontage to Green Lane bearing $267^{\circ} 20'$, 2640.08 links, back to the starting-point, which is the south-eastern corner of land held under lease by the Auckland Metropolitan Agricultural and Pastoral Association, Incorporated, containing by admeasurement 56 acres and 12 perches.

Also all that piece or parcel of land being part of Allotment 19, Section 11, Suburbs of Auckland, having a frontage to Campbell Crescent: Bounded towards the north by an arc of a circle 46.65 links; thence towards the east by an arc of a circle 1432.54 links; thence towards the south by an arc of a circle 46.5 links, thence towards the west by a frontage to Manukau Road, 770 links, containing by admeasurement 3 acres 1 rood 32 perches.

The total area of all the land described in the above Schedule being 321 acres 3 roods 32 perches.