

[AS REPORTED FROM THE INTERNAL AFFAIRS AND LOCAL
GOVERNMENT COMMITTEE]

House of Representatives, 28 July 1988.

Words struck out are shown in italics within bold round brackets, or with black rule at beginning and after last line; words inserted are shown in roman underlined with a single rule, or with single rule before first line and after last line.

Hon. Stan Rodger

DUNEDIN CITY COUNCIL ENDOWMENT LANDS

[LOCAL]

ANALYSIS

Title	4. Existing leases not affected
1. Short Title	5. Powers of District Land Registrar
2. Interpretation	6. Repeals and savings
3. Land to be endowment	Schedules

A BILL INTITULED

An Act to free certain land vested in the Dunedin City Council from existing trusts and reservations and to declare that land to be held by the Council as an endowment for the general purposes of the City of Dunedin

BE IT ENACTED by the Parliament of New Zealand as follows:

1. Short Title—This Act may be cited as the Dunedin City Council Endowment Lands Act 1988.

2. Interpretation—In this Act, unless the context otherwise requires,—

“Council” means the Dunedin City Council:

“Existing lease” means a lease of any part of the land described in the First Schedule to this Act which is current on the date of commencement of this Act or which has expired but the lessee thereunder is entitled to a renewal of it at such date.

No. 40—2

3. Land to be endowment—The land described in the First Schedule to this Act shall, as from the date of commencement of this Act, be held by the Council as an endowment for the general purposes of the City of Dunedin subject to all leases, encumbrances, liens, or easements affecting it at that date, but shall otherwise be freed and discharged from all trusts, reservations, and restrictions affecting it. 5

4. Existing leases not affected—(1) Nothing in this Act shall affect the rights of the lessees under existing leases.

(2) All existing leases shall for all purposes be deemed to be leases entered into pursuant to section 231 of the Local Government Act 1974 and the appropriate provisions of the Public Bodies Leases Act 1969. 10

5. Powers of District Land Registrar—The District Land Registrar for the Land Registration District of Otago is hereby authorised to make such entries in *(his)* that Registrar's registers and do all such other things as may be necessary to give effect to the provisions of this Act. 15

6. Repeals and savings—(1) The enactments specified in the Second Schedule to this Act are hereby repealed. 20

(2) Without limiting the provisions of the Acts Interpretation Act 1924, it is hereby declared that notwithstanding the repeal of the Dunedin Cattle Market Reserve Leasing Act 1885 all money held by the Council in the Dunedin Town Belt and Recreation Reserves Improvement Account at the date of commencement of this Act shall be expended by the Council in accordance with section 6 of the Dunedin Cattle Market Reserve Leasing Act 1885. 25

SCHEDULES

Sections 2, 3

FIRST SCHEDULE

Legal Description	Area	Certificate of Title Reference (Otago Registry)
1. Part Section 4, Block III, East Taieri District	19.5787 hectares	44/92
2. Sections 4, 5, and part Section 6, Block XIX, Waihola District	61.9953 hectares	44/97
3. Section 20, Block XIV, Town of Dunedin	986 square metres	44/98
4. Part Section 4, Block IV, East Taieri District	20.5699 hectares	44/100
5. Sections 2 and 3, Block III, North Molyneux District	43.3014 hectares	44/101
6. Section 8, Block XX, Town of Dunedin	1012 square metres	44/102
7. Section 26, Block XVI, Town of Dunedin	1088 square metres	44/114
8. Section 15, Irregular Block, East Taieri District	21.2460 hectares	50/202
9. Part Sections 3, 4, and 5, Block XX, Waihola District	55.7454 hectares	50/205
10. Part Section 14, Block XV, Town of Dunedin	314 square metres	53/108
11. Part Section 13, Block XV, Town of Dunedin	374 square metres	53/109
12. Part Sections 13 and 14, Block XV, Town of Dunedin	1335 square metres	56/93
13. Sections 1 and 4 and part Sections 2 and 3, Block I, North Molyneux District	86.7343 hectares	69/194
14. Lots 1, 2, 3, 4, 5, and 6, Deposited Plan 2976	1449 square metres	202/140
15. Part Sections 2 and 3, Block II, East Taieri District	41.0705 hectares	220/237
16. Part Sections 59 and 60, Block VII, Town of Dunedin	1364 square metres	262/35
17. Part Lot 8, Deposited Plan 5824	1107 square metres	316/237
18. Lots 1, 2, and 3, Deposited Plan 4531, and Lots 24, 25, and 26, Deposited Plan 76, folium 5, Block XLII, Town of Dunedin	1371 square metres	339/60
19. Lots 14, 15, 16, 17, 18, and 19, Deposited Plan 76, folium 5, Block XLII, Town of Dunedin	1416 square metres	339/62
20. Lots 1, 2, 33, and 34, Deposited Plan 76, folium 5, Block XLII, Town of Dunedin	976 square metres	339/81

FIRST SCHEDULE—*continued*

Legal Description	Area	Certificate of Title Reference (Otago Registry)
21. Lots 3, 4, 31, and 32, Deposited Plan 76, folium 5, Block XLII, Town of Dunedin	911 square metres	339/82
22. Lots 5, 6, 29, and 30, Deposited Plan 76, folium 5, Block XLII, Town of Dunedin	673 square metres	339/83
23. Lots 7, 8, 27, and 28 and part Lot 9, Deposited Plan 76, folium 5, Block XLII, Town of Dunedin	917 square metres	339/84
24. All Deposited Plan 6670, being part of original bed of the Water of Leith and part Shingle Reserve, Town of Dunedin	2181 square metres	346/189
25. Lots 1 and 2, Deposited Plan 6695 and Lots 1 and 2, Deposited Plan 454	2729 square metres	349/167
26. Lots 36, 37, 38, 39, 40, 41, 42, and 43, Deposited Plan 367	2206 square metres	352/25
27. Lots 1, 2, 3, 4, and 5, Deposited Plan 7102	2915 square metres	358/245
28. Lots 18, 19, and 21 and part Lot 20, Deposited Plan 252	3628 square metres	358/246
29. Lots 1 and 2, Deposited Plan 77, folium 4, Block IX, Town of Dunedin	1012 square metres	365/104
30. Lots 7, 8, 9, 10, 11, and 12, Deposited Plan 771, Cattle Market Reserve	7616 square metres	365/218
31. Lots 1 and 2, Deposited Plan 7941	1012 square metres	389/183
32. Lots 19, 20, 21, 28, and 29, Deposited Plan 254	10.8780 hectares	393/46
33. Lots 10, 11, 12, and 13, Deposited Plan 76, folium 6, Canongate Reserve	4097 square metres	397/104
34. Lots 13, 14, 15, 16, and 17, Deposited Plan 771, Cattle Market Reserve	7633 square metres	397/181
35. Lots 18, 19, and 20, Deposited Plan 771, Cattle Market Reserve	5924 square metres	397/182
36. Lots 21, 22, and 23, Deposited Plan 771, Cattle Market Reserve	3473 square metres	397/183
37. Lots 21, 22, and 23, Deposited Plan 76, folium 6, Canongate Reserve	3035 square metres	398/210

FIRST SCHEDULE—*continued*

Legal Description	Area	Certificate of Title Reference (Otago Registry)
38. Lot 25, Deposited Plan 408, Lots 1 and 2, Deposited Plan 3648, and Lots 1 and 2, Deposited Plan 4067, Canongate Reserve	2983 square metres	398/211
39. Lots 18, 19, and 20, Deposited Plan 76, folium 6, Canongate Reserve	3035 square metres	398/212
40. Lots 16 and 17, Deposited Plan 76, folium 6, and Lot 27, Deposited Plan 408, Canongate Reserve	3210 square metres	398/213
41. Lots 14 and 15, Deposited Plan 76, folium 6, and Lot 28, Deposited Plan 408, Canongate Reserve	3584 square metres	398/214
42. Lots 1 and 2, Deposited Plan 8716	1105 square metres	404/61
43. Lots 47, 48, 49, 50, 51, 59, 60, 61, and 62, Deposited Plan 252	1.0605 hectares	406/101
44. Lots 45 and 45a, and part Lot 46, Deposited Plan 252, and Lot 1, Deposited Plan 7584	3829 square metres	406/102
45. Lot 1, Deposited Plan 7430, Lots 1 and 2, Deposited Plan 8308, and part Lots 52, 53, 56, 57, and 58, Deposited Plan 252	5535 square metres	406/103
46. Lots 1 and 2, Deposited Plan 8467	1525 square metres	407/216
47. Lots 61, 62, 63, 64, 65, 66, 67, and 68, Deposited Plan 367	2084 square metres	411/54
48. Lots 77, 78, 79, 80, 81, 82, 83, and 84, Deposited Plan 367	2084 square metres	411/55
49. Lots 92, 93, 94, 95, 96, 97, 98, and 99, Deposited Plan 367	3255 square metres	411/56
50. Lots 2, 3, 4, 5, and the part marked Right of Way, Deposited Plan 77, folios 14, 15, and 16, and Lots 4 and 7, Deposited Plan 8709	3086 square metres	A1/90
51. Lots 1, 2, 3, and 4, Deposited Plan 5676	1635 square metres	A1/200
52. Lots 1, 2, 3, 4, 5, and 6, Deposited Plan 771, Cattle Market Reserve	6321 square metres	A1/694
53. Lots 28, 29, 30, and 31, Deposited Plan 367	1153 square metres	A1/1051
54. Lots 32, 33, 34, and 35, Deposited Plan 367	931 square metres	A1/1052
55. Lots 10, 11, 12, and 13, Deposited Plan 76, folium 5	911 square metres	A1/1369
56. Lots 20, 21, 22, and 23, Deposited Plan 76, folium 5	911 square metres	A1/1370

FIRST SCHEDULE—*continued*

Legal Description	Area	Certificate of Title Reference (Otago Registry)
57. Lots 1, 2, and 3, Deposited Plan 78, and Lot 2, Deposited Plan 4132	753 square metres	A2/746
58. Lot 1, Deposited Plan 4132, and Lots 5 and 6, Deposited Plan 78	1271 square metres	A2/747
59. Lots 11 and 12, and part Lots 1 and 2, Deposited Plan 367	735 square metres	B1/298
60. Lots 13 and 14, and part Lots 3, 4, and 5, Deposited Plan 367	981 square metres	B1/299
61. Sections 1 and 2, Block II, East Taieri District	14.3461 hectares	B1/308
62. Lots 19, 20, 21, 22, 23, 24, 25, 26, and 27, Deposited Plan 367	2332 square metres	1C/70
63. Lots 1, 2, and 3, Deposited Plan 3417, Lots 1 and 2, Deposited Plan 6904, and Lot 7 and Airedale Street, Deposited Plan 76, folium 6, Canongate Reserve	4482 square metres	2C/1322
64. Lots 48, 49, 50, and 51, Deposited Plan 367	931 square metres	2D/840
65. Lots 44, 45, 46, and 47, Deposited Plan 367	1153 square metres	2D/951
66. Lot 1, Deposited Plan 11356	562 square metres	2D/1139
67. Lot 2, Deposited Plan 11356	450 square metres	2D/1140
68. Lots 28, 29, 30, 31, 32, and 33, Deposited Plan 252	6070 square metres	2D/1441
69. Lots 27 and 35, and part Lots 25 and 34, Deposited Plan 252	4275 square metres	2D/1442
70. Lot 41, and part Lots 37, 39, and 40, Deposited Plan 252	3097 square metres	2D/1443
71. Lots 1, 2, 3, 4, 5, and 6, Deposited Plan 76, folium 5, Block XXXIX, Town of Dunedin	1468 square metres	3B/209
72. Lots 30, 31, 32, 33, 34, 35, and 36, Deposited Plan 254	16.2259 hectares	3C/430
73. Lots 1, 5, 6, and 7, Deposited Plan 76, Lots 8, 9, 10, and 11, Deposited Plan 79, part of the said Lot 8 being more particularly delineated on Deposited Plan 4472, and being part Public Baths Reserve, Town of Dunedin	7487 square metres	3D/925
74. Lot 1, Deposited Plan 10316, Baths Reserve	455 square metres	3D/950
75. Lot 2, Deposited Plan 10316, Baths Reserve	536 square metres	3D/951

FIRST SCHEDULE—*continued*

Legal Description	Area	Certificate of Title Reference (Otago Registry)
76. Lot 1, Deposited Plan 11508, Baths Reserve	470 square metres	3D/952
77. Lot 2, Deposited Plan 11508, Baths Reserve	470 square metres	3D/953
78. Lot 1, Deposited Plan 11723, Baths Reserve	455 square metres	3D/954
79. Lot 2, Deposited Plan 11723, Baths Reserve	670 square metres	3D/955
80. Lot 1, Deposited Plan 11458	112 square metres	3D/1211
81. Lot 2, Deposited Plan 11458	686 square metres	3D/1212
82. Lot 3, Deposited Plan 11458	133 square metres	3D/1213
83. Lot 2 of Section 18, Block XV, Deposited Plan 77	506 square metres	4C/852
84. Lot 1 and part Lot 2, Deposited Plan 77, and Lots 1, 2, 3, 4, and 5, Deposited Plan 9002	1005 square metres	4C/1110
85. Lots 1, 2, and 3, Deposited Plan 3041, Lots 1 and 2, Deposited Plan 3257, Lots 1, 2, and 3, Deposited Plan 3216, Lot 2, Deposited Plan 4408, and Lots 1 and 2, Deposited Plan 10144, Pound Reserve	9293 square metres	4D/474
86. Sections 25, 26, and 27, Block X, Town of Dunedin	3035 square metres	5A/209
87. Part Sections 16 and 21, Block X, Town of Dunedin	1014 square metres	5A/210
88. Part Sections 15, 16, and 22, Block X, Town of Dunedin, and Lot 7, Deposited Plan 10781	1738 square metres	5A/211
89. Lots 1, 2, 3, 4, and 5, Deposited Plan 10487	4054 square metres	5A/212
90. Section 1, Block X, Town of Dunedin	1055 square metres	5A/213
91. Lots 15, 16, 17, and 18, and part Lots 6, 7, 8, 9, and 10, Deposited Plan 367	1717 square metres	5A/626
92. Lots 1 and 2, Deposited Plan 77	1012 square metres	7B/543
93. Lot 2, Deposited Plan 12445	1403 square metres	7C/7
94. Lot 1, Deposited Plan 16546	4180 square metres	7C/96
95. Lot 2, Deposited Plan 16007, Lot 2, Deposited Plan 16202, Lot 1, Deposited Plan 16349, and Lots 1, 2, 3, 8, 9, 13, 14, 15, and part Lots 4 and 5, Deposited Plan 252	9476 square metres	7C/993

FIRST SCHEDULE—*continued*

Legal Description	Area	Certificate of Title Reference (Otago Registry)
96. Lot 1, Deposited Plan 12445, Lot 1, Deposited Plan 15089, Lots 1 and 2, and Deposited Plan 9231, and part Lot 2, Deposited Plan 1106, and part Reserve in use as street	4414 square metres	9A/129
97. Lot 1, Deposited Plan 18312	7063 square metres	9B/256

Section 6 (1)

SECOND SCHEDULE

ENACTMENTS REPEALED

1885, No. 19 (Local)—The Dunedin Cattle-market Reserve Leasing Act 1885.

1966, No. 102—The Reserves and Other Land Disposal Act 1966: Section 7.