

## RESERVES AND OTHER LANDS DISPOSAL BILL

### EXPLANATORY NOTE

*Clause 2:* Authorising issue of a special lease over portion of sounds foreshore reserve, Tory Channel. The whaling factory operated by J. A. Perano & Co. Limited at Te Awaiti, Tory Channel, Marlborough Sounds, occupies portion of a former Government road and adjoining foreshore. The Company occupies portion of this area under the terms of a licence issued under the Whaling Industry Act 1935 and has had a short-term licence under the Land Act 1948 over the balance area. It now wishes to obtain a permanent lease over this latter area because of proposed expansion of its business and the considerable financial outlay involved. Under section 17 of the Reserves and Other Lands Disposal Act 1955 the former Government road was, along with other reserves on the foreshore of the sounds, declared public reserve for sounds foreshore purposes. Occupation rights over these reserves can be given for various terms according to the use made of them, but, except in the case of bona fide farming operations, this term is limited by legislation to 10 years. The whaling station is in an isolated locality and a track has been maintained by the Company around the hillside at the back of it to allow public access. There appears to be no objection to granting a lease for 21 years and this clause makes provision accordingly.

*Clause 3:* Declaring certain endowment land in Rotorua County to be Crown land subject to the Land Act 1948. The land dealt with in this clause was reserved in 1901 as a municipal endowment. It comprises 1 acre in Mamaku Township some 10 miles north-west of Rotorua. The land is not required for endowment purposes and as an adjoining owner wishes to purchase it for use as a market garden in conjunction with his existing land it is desired to declare the area Crown land available for disposal under the Land Act 1948. As endowment land is involved special legislation is necessary to give effect to the proposal and the clause makes provision accordingly.

*Clause 4:* Dissolution of Balclutha Athenaeum and provisions incidental thereto. This section deals with some 600 acres of isolated land, which is vested in the Balclutha Athenaeum, a body corporate under the Balclutha Athenaeum Act 1877, in trust for the purposes of the Athenaeum. The Athenaeum administers the land but carries on no other activities. Library services for the Town of Balclutha are provided by the Balclutha Public Library under the control of the Balclutha Borough Council. The income obtained from the land and the interest on the Athenaeum's investments are paid to the Council and credited to the Council's Library Account. The Athenaeum's assets apart from the land comprise £700 invested in the Dunedin Transport Loan and £50 held in the Balclutha Post Office Savings

Bank. The Athenaeum has agreed to hand over its real and personal property to the Council, without power of sale, subject to the condition that the Council uses the personal property and the income derived from the land for the purposes of the Balclutha Public Library. The Council agrees to these terms and this clause provides accordingly.

*Clause 5:* Change of purpose of the Blueskin Athenaeum and provisions incidental thereto. The site of the Blueskin Athenaeum, now containing 2 roods 15·3 perches, was vested in Trustees as a corporate body, by the Blueskin Athenaeum Reserve Act 1876. No Athenaeum building was erected but under the provisions of the Act leases for terms of 21 years were granted and baches have been erected on the land. The lessees now wish to obtain a more permanent tenure over the areas held by them and to erect permanent homes. For some time now there have been no trustees in terms of the original Act, but the Waitati Library Club, which is now incorporated in terms of Part II of the Libraries and Mechanics' Institutes Act 1908 and administers the actual library for this locality on freehold land at the nearby Township of Merchiston, has acted as trustee of the Athenaeum and applied the rents received from the leases on its own library. The Club wishes to regularise its position and to also have authority to grant long-term leases. The Athenaeum site is not likely to have a library erected on it and this clause declares the Athenaeum site to be an endowment for library purposes and vests it in the Waitati Library Club in trust with power to lease but no power of sale.

*Clause 6:* Cancelling the vesting of certain land held in trust by the Taranaki Harbour Board and declaring that land to be vested in Her Majesty as an addition to the Mount Moturoa Domain. The land dealt with in this clause is vested in the Taranaki Harbour Board in trust for harbour purposes. It comprises portion of a hilltop known as Mount Moturoa of which the balance forms the present Mount Moturoa Domain. It is desirable in the public interest that the area be added to the domain to enable the whole of the hilltop to be developed and controlled as a grassed look-out point with an access road and parking facilities. The land is not revenue producing as far as the Taranaki Harbour Board is concerned, and the Board has agreed to transfer it to the Crown for addition to the domain provided the Board can retain the right to erect navigational aids thereon, if considered necessary. The Marine Department and the local bodies concerned are in agreement. As trust land is involved special legislation is necessary to give effect to the proposal, and the clause makes provision accordingly.

*Clause 7:* Exchange of portion of Kororareka Domain for portion of a public cemetery. Some 4 acres of the Kororareka Domain, situated near the outskirts of the Russell Town District and separated from the main domain area, is considered unsuitable for development for recreation purposes. The main Russell cemetery is also within the town district, but 4½ acres of it is unsuitable for cemetery purposes because of drainage difficulties. No burials have taken place in this area. The Russell Town Council which acts as both Cemetery Trustee and Domain Board now desires to exchange the unused portion of the cemetery for the undeveloped portion of the domain. The land to be added to the domain would lend itself to development as a supplementary camping site. The land to be made cemetery is suitable for this purpose and the Health Department has agreed to the exchange. As section 60 of the Cemeteries Act 1908 prohibits the establishment of any new cemetery within the limits of any borough or town district statutory authority is necessary to enable the exchange to be made.

*Clause 8:* Authorising Gore Borough Council to sell certain land. The land to which this clause relates is vested in the Corporation of the Borough of Gore as a municipal endowment without power of sale. It has been subdivided into five sections, four of which are leased on a permanent basis as depots for the holding and distribution of oil products. One lessee now desires to purchase his section and the unleased section. The Borough Council wishes to give effect to the sale and at the same time to obtain authority to sell the other three sections. It is proposed to apply the proceeds of the sale of the sections towards the purchase of additional land as public reserves or towards the development or improvement of public reserves controlled by or vested in the Council or the Corporation. This clause makes provision accordingly.

*Clause 9:* Vesting certain land held by trustees in Her Majesty as an addition to the Tasman Memorial Domain. In 1915 Tasman Fruit Lands Limited transferred 6 acres of freehold land at Tasman, to be known as the Tasman Recreation Ground, to certain persons for an estate in fee simple. Pursuant to a Declaration of Trust the land was held by these persons in trust as and for a public reserve and recreation ground for the pleasure and benefit of the inhabitants of a district specified in the deed. The land has not been developed as required and although three of the original trustees are still living they are deemed to have vacated office as they no longer reside in the specified district. The Tasman Memorial Domain Board desires to have this land incorporated in the public domain under its control so that it can be developed for recreation purposes. The former trustees and the residents of the district are agreeable to such action but under the deed no power to give effect to the proposal exists. This clause accordingly vests the land in the Crown and at the same time declares the land to be a public domain, subject to Part III of the Reserves and Domains Act 1953, and to form part of the Tasman Memorial Domain.

*Clause 10:* Authorising the exchange, sale, and other disposition of land in the Borough of Stratford, and provisions incidental thereto. The Stratford Borough Council desires to sell a compact area of  $15\frac{1}{4}$  acres in the Borough for the establishment of a saleyards. The area comprises 11 acres of Domain land, two areas held for municipal purposes and part of an unformed street. In return for having this area made available for sale the Council has agreed to spend the proceeds of the sale on the maintenance and development of the balance of the Stratford Domain and in addition will transfer to the Crown some  $14\frac{1}{2}$  acres of Council land as an addition to the Domain. The Council land includes part of an unformed street, endowment and freehold land, and, apart from one isolated area suitable for development as part of the Domain on its own, is surrounded by and utilised as part of the existing Domain. The parts of the unformed street concerned are never likely to be required as street. This clause gives authority for carrying out the proposals.

*Clause 11:* Authorising disposition of certain money derived from the operation of the Land Subdivision in Counties Act 1946. Bledisloe Park, which is situated in the Waihi Estuary 9 miles east of Te Puke and which was donated by the Arawa District Trust Board for a Memorial Park in 1934, is vested in the Bledisloe Park Board in fee simple as and for a park or pleasure ground. This Board comprises the Chairman of the Tauranga County Council, three members of the Arawa Maori Tribe, and five members resident in the locality and nominated by the Council. The Park is being developed and already contains a camping ground which caters for large crowds during the holiday season. Although the Board may exercise in respect of the Park all or any of the functions and powers which by the Reserves and Domains Act

1953, or any other Act, are conferred upon Domain Boards in respect of public domains, it has no authority to expend public money on the development or improvement of the Park. The Tauranga County Council desires that money held under the Land Subdivision in Counties Act 1946 may be paid to the Board to assist it with its policy of progressive development of the Park. The Counties Association has no objection provided the legislation relates to this Park only. This clause makes provision accordingly.

*Clause 12:* Effecting a change of purpose of land vested in Rotorua High School Board and providing for application of net revenue derived therefrom. In 1926 certain land in Rotorua was vested in the Rotorua High School Board as an endowment for a secondary school in the borough. Subsequently an agreement was entered into between the Minister of Education and the Board covering the application of the net revenue derived from the endowment. To give effect to the agreement legislation in 1928 provided that 55 per cent of the net revenue was to be applied towards the payment of the salaries of teachers employed at the Rotorua High School and the balance was to be applied for various purposes of that school. There are now two high schools under the control of the Board and it is desired that provision be made to allow for the net revenue from the endowment to be available for the benefit of the two high schools and also for any further schools established under the Board. This clause which gives effect to recommendations made by a Committee set up to inquire into the disposal of the revenue from the endowment, cancels the previous agreement, changes the purposes of the endowment, and provides for the net revenue to be available for all those schools under the control of the Board in accordance with an arrangement to be made from time to time between the Minister of Education and the Board. The provision for part of the net revenue to be applied towards the payment of teachers' salaries is discontinued.

*Clause 13:* Adding certain land to the Mount Benger Rabbit District. In 1922 certain land above the snow-line, which was estimated to contain about 6,000 acres and which was free of rabbits, was excluded from the Mount Benger Rabbit District as it was considered that the discharged soldier settlers occupying this land should not be levied rates for the destruction of rabbits. It has been found that pockets of rabbits do now exist on this land and as it is desired to bring all rabbit infested country under Rabbit Board control it is advisable that this area, now estimated to contain 9,650 acres, should form part of the Mount Benger Rabbit District. This clause provides accordingly.

*Clause 14:* Validating a supplementary agreement between the Corporations of the Counties of Waipa and Otorohanga, the City of Hamilton, and the Borough of Te Awamutu. Section 10 of the Reserves and Other Lands Disposal Act 1942 provided, among other things, for the validation of an agreement entered into between the Te Awamutu Borough Council, the Hamilton City Council, and the Raglan, Otorohanga, and Waipa County Councils covering the setting up of a committee to control and manage certain land on the southern slopes of Pirongia Mountain for the purposes of afforestation and water-conservation and as a scenic reserve. The costs and expenses of the committee are apportioned between the five local bodies. The Raglan County Council now desires to withdraw from the agreement. The remaining four local bodies have agreed to this and have accordingly entered into a supplementary agreement which provides for the apportionment of future costs and expenses between them. The supplementary agreement is effective from 15 July 1960; and this clause validates it.

*Clause 15:* Vesting certain land in the Corporation of the City of Wanganui for recreation purposes. In 1876 provision was made for a piece of land, not exceeding 1 acre in extent, on the bank of the Wanganui River to be retained as a reserve for the use of the Maori inhabitants of the City of Wanganui and the neighbourhood as a market place, etc. The area reserved, which was however slightly more than 1 acre, has been developed and maintained by the Wanganui City Council for many years and, together with adjoining land, is at present planted in lawn and trees. **The land is not required for the purposes of the original vesting and it is considered appropriate that the area should be vested in the local authority as a recreation reserve. This clause makes provision accordingly.**

*Clause 16:* Authorising the Governor-General to proclaim certain land in Lake County to be Crown land. In the 1870's an attempt was made to form a permanent settlement at Martins Bay on the West Coast of the South Island some 200 miles southwards of Hokitika. The settlers abandoned their holdings many years ago and the land reverted to bush and scrub. It is desirable that the land and most of the streets in the settlement around Martins Bay should be acquired by the Crown. Considerable work, expense, and time, which would be involved in tracing ownerships and arranging transfers of land (where this is possible), can be avoided by authorising the vesting of the land in Her Majesty as Crown land subject to the payment of compensation to those able to establish claims. This clause provides accordingly.

*Clause 17:* Declaring land subject to the Forests Act 1949 to be Crown land subject to the Land Act 1948. The areas dealt with in this clause comprise 10 parcels of permanent State forest land in the South Auckland, Wellington, Canterbury, and Westland Land Districts. None of the areas concerned is required for forestry purposes. The area firstly described is situated 25 miles south-east of Te Kuiti. It is more suitable for farming than forestry purposes and with development has formed the main basis of the Koromiko Farm Settlement. The area secondly described is situated 35 miles north of Waihi. It is desired to add the area to the adjoining farm property so as to provide more practical access. The area thirdly described is situated 12 miles south-east of Matamata. Being in grass it is more suitable for farming than forestry purposes and is to be disposed of to the adjoining owners as an addition to their present property. The area fourthly described is situated on the National Park - Taupo Main Highway some 34 miles south-west of Tokaanu. It is cleared of bush and is to be subdivided into holiday and residential sections under section 67 (3) of the Land Act 1948. The area fifthly described is situated 45 miles southwards from Hokitika. It was purchased in 1956 as a site for a ranger's station but as the site has proven unsuitable it is no longer required for that purpose and is to be declared Crown land available for disposal under the Land Act 1948. The area sixthly described is situated 7 miles south-east of Hokitika. It is mainly open land which is being developed as part of the Rimu Farm Settlement. The area seventhly described is situated 30 miles northwards from Grey-mouth. It is open land, 90½ acres of which is suitable for farming purposes, and this part is to be disposed of to a nearby farmer, under the provisions of the Land Act 1948. The balance of 4½ acres is required for access purposes. The area eighthly described is situated 1½ miles east of Hanmer. It is to be exchanged for an area of Crown land nearby which the New Zealand Forest Service require for a log peeling and timber treatment site.

The area ninthly described is situated some 8 miles north-east of Te Kauwhata. At present it constitutes a dangerous fire hazard and as it is suitable for farming is to be incorporated in the renewable lease of the adjoining land. The area tently described is situated near Reporoa, some 25 miles south-east of Rotorua. It comprises a large portion of the Mihi Farm Settlement and as it is more suitable for farming than forestry purposes it is to be developed and subdivided into farm units for settlement under the Land Act 1948.

*Clause 18:* Vesting certain land in the University of Otago as an addition to an endowment. In 1872 the Otago Provincial Council set apart an area of 100,000 acres now known as the Benmore Runs as an endowment for the Otago University and in 1893 the land was vested in the University for this purpose. The land is leased under the provisions of the Land Act 1948 and the revenue goes to the University. In 1957, 1 rood 13 perches was taken pursuant to the Public Works Act 1928 and the Rabbits Act 1955 for employees' houses and vested in the Benmore Rabbit Board. At the same time an easement conferring rights of way appurtenant to the housing area was taken over an area of 7 acres and 21.1 perches. The Board no longer requires the housing area and the right of way because its employees are housed elsewhere, and both areas have been declared Crown land subject to the Land Act 1948. As the areas are surrounded by the endowment land it is proposed that they should revert to the endowment and be included in the lease of the adjoining endowment land, the lessee of which is prepared to pay the Rabbit Board for the improvements existing thereon. The Council of the University is agreeable to this action, which will permit of the better utilisation of the land.

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*Hon. Mr Skinner*

## RESERVES AND OTHER LANDS DISPOSAL

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## A BILL INTITULED

**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** 5

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

**1. Short Title**—This Act may be cited as the Reserves and Other Lands Disposal Act 1960. 10

**2. Authorising issue of a special lease over portion of sounds foreshore reserve, Tory Channel**—Whereas by a notice issued pursuant to section 17 of the Reserves and Other Lands Disposal Act 1955 dated the twelfth day of February, nineteen hundred and sixty, and published in the *Gazette* of the eighteenth day of that month, that portion of Government road fronting Lot 3, D.P. 1519, described in subsection (4) of this section (in this section referred to as the said land) was declared to be subject to the Reserves and Domains Act 1953 as a public reserve for sounds foreshore purposes: And whereas situated partly on the said land and partly on adjoining foreshore is a whale factory owned by J. A. Perano & Co. Limited (in this section referred to as the Company) incorporated under the Companies Act 1955: And whereas the Company occupies part of the said land and adjoining foreshore (together forming the site of the whale factory) under a licence issued to Joseph Henry Perano and Gilbert Thomas Perano under the provisions of the Whaling Industry Act 1935: And whereas the balance of the said land has been held by the Company under temporary licence issued under the Land Act 1948: And whereas the last-mentioned licence has expired and in the interests of its business the Company desires a long-term lease granting it exclusive occupation of the said land: And whereas no authority exists for the granting of such a long-term lease: And whereas the Company is prepared to allow the general public to have the right to use the track over the Company's land at the back of the said land so as to maintain continuity of access along the sounds foreshore reserves, and has agreed to maintain the track in good order: And whereas the said land is not required for use for sounds foreshore purposes and it is desirable to grant the Company a long-term lease of the said land: Be it therefore enacted as follows: 15 20 25 30 35 40



(1) Notwithstanding anything to the contrary in section 17 of the Reserves and Other Lands Disposal Act 1955 or in any other Act or rule of law, the Minister of Lands may grant a lease to the Company to exclusively occupy the said land  
5 or any portion thereof, for a term of twenty-one years, with or without a perpetual right of renewal, but with no right of acquiring the fee simple, at such rent and upon such other terms and conditions as the Minister thinks fit:

10 Provided that should at any time the said land so leased be no longer required or used for the purpose of a site for a whale factory, then the lease thereof shall immediately determine and the land revert to the Crown for use as a reserve for sounds foreshore purposes freed from all rights, title, and interest therein on the part of the Company.

15 (2) Any lease, surrender, or other instrument that is required to be executed for the purpose of giving effect to the provisions contained in this section authorising the leasing of the said land may be executed by the Commissioner of Crown  
20 instrument that is so executed shall not require to be executed by or on behalf of the Minister of Lands and shall be deemed to be validly executed for all purposes.

(3) The District Land Registrar for the Land Registration District of Marlborough is hereby authorised and directed, on  
25 the production of such plans and other particulars as he may require, to register any lease executed under the provisions of this section and submitted to him for registration.

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

30 All that area in the Marlborough Land District containing one acre one rood twenty perches, more or less, being part Sounds Foreshore Reserve situated in Block V, Arapawa Survey District, bounded by a line commencing at a point on the mean high-water mark of Fishermans Bay due west of peg  
35 XX on S.O. Plan 296 and proceeding due west to a point distant one chain from the said mean high-water mark; thence northerly and easterly along a line parallel to and distant one chain from the mean high-water mark of the said Fishermans Bay (as defined on the said plan 296) to a right line  
40 forming the south-eastern boundary of Lot 3, Deposited Plan 1519; thence south-westerly along a right line being the production of the said south-eastern boundary of Lot 3 to the mean high-water mark; thence westerly and southerly along the said mean high-water mark to the point of commencement;

as shown on the plan marked L. and S. 22/3028/25A, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (S.O. Plan 296).

**3. Declaring certain endowment land in Rotorua County to be Crown land subject to the Land Act 1948**—Whereas by a notice dated the twenty-ninth day of April, nineteen hundred and one, and published in the *Gazette* of the second day of May in that year, at page 988, the land described in subsection (2) of this section was reserved under the Land Act 1892 as a municipal endowment: And whereas the said land is no longer required as a municipal endowment and it is desirable that it should be declared Crown land subject to the Land Act 1948: Be it therefore enacted as follows:

(1) The reservation as an endowment for municipal purposes over the land described in subsection (2) of this section is hereby cancelled and the said land is hereby declared to be Crown land available for disposal under the Land Act 1948, freed and discharged from all trusts, reservations, and restrictions heretofore affecting the same.

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

All that area in the South Auckland Land District, being Section 5, Block XXIV, Mamaku Village, situated in Block XIV, Rotorua Survey District, containing one acre, more or less: as shown on the plan marked L. and S. 6/1/377, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (S.O. Plan 11240).

**4. Dissolution of Balclutha Athenaeum and provisions incidental thereto**—Whereas the land described in subsection (7) of this section (in this section referred to as the said land) is vested in the Balclutha Athenaeum, a body corporate under the Balclutha Athenaeum Act 1877 (in this section referred to as the Athenaeum), and is held by the said body corporate in trust for the purposes of the Athenaeum: And whereas the only present function of the Athenaeum is the administration of the revenue derived from the leasing of the said land: And whereas this revenue has for many years been invested in local body loans or has been applied towards the maintenance of the Balclutha Public Library under the control and management of the Corporation of the Borough of Balclutha (in this section referred to as the Corporation): And whereas the Corporation is willing to undertake the

future control and maintenance of the said land and to apply the revenue derived therefrom for the purposes of the Balclutha Public Library provided that the property and assets of the Athenaeum are vested in it: And whereas the  
5 Athenaeum has agreed to such action and it is desirable and expedient to make provision accordingly: Be it therefore enacted as follows:

(1) The Balclutha Athenaeum Act 1877 is hereby repealed and the Athenaeum dissolved.

10 (2) Notwithstanding anything to the contrary in any Act or rule of law, the said land is hereby vested in the Corporation for an estate in fee simple as an endowment for library purposes, without power of sale, freed and discharged from all trusts heretofore affecting the same, but subject to all  
15 leases, liens, encumbrances, easements, and other restrictions heretofore affecting the said land.

(3) All personal property of whatsoever nature, including all choses in action and the benefit of all contracts and agreements and all rights and powers exercisable thereunder  
20 or pertaining thereto, belonging to the Athenaeum, are hereby vested in the Corporation, freed from all trusts heretofore affecting the same, and all debts, liabilities, and engagements lawfully incurred or entered into by the Athenaeum and existing on the passing of this Act shall hereafter be debts,  
25 liabilities, and engagements of the Corporation and the Corporation shall pay or discharge the said debts, liabilities, and engagements and shall meet the cost of so doing out of its ordinary revenue.

(4) All actions of the Athenaeum in administering the  
30 said land, and in applying rents derived from leases thereover and income from its investments, towards the maintenance of the Balclutha Public Library, are hereby validated and declared to have been lawful in all respects.

(5) The Corporation shall expend the net revenue received  
35 from the said land and all money received by it under subsection (3) of this section or derived from property vested in it by that subsection for library purposes.

(6) The District Land Registrar for the Land Registration District of Otago is hereby authorised and directed to make  
40 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.

(7) The land hereby vested in the Corporation is described as follows:

All those areas in the Otago Land District, being Section 1, Block VI, Warepa Survey District, and Section 16, Block IX, Kuriwao Survey District, containing six hundred acres, more or less, and being all the land comprised and described in certificates of title, Volume 61, folios 167 and 168, Otago Registry (S.O. Plans 751 and 8770). 5

**5. Change of purpose of the Blueskin Athenaeum and provisions incidental thereto**—Whereas Sections 7 and 8, Block X, Town of Blueskin, were reserved as a site for an athenaeum by a notice in the *Otago Provincial Gazette*, dated the eighth day of November, eighteen hundred and seventy-three: And whereas by the Blueskin Athenaeum Reserve Act 1876 (in this section referred to as the said Act), the said Sections 7 and 8 were vested in trustees to be known as the Trustees of the Blueskin Athenaeum, a body corporate: And whereas by section 86 of the Reserves and Other Lands Disposal and Public Bodies Empowering Act 1914, parts of the said Sections 7 and 8 were taken for road purposes and in exchange part Section 9, Block X, Town of Blueskin, was declared to form part of the site for an athenaeum and vested in the Trustees of the Blueskin Athenaeum: And whereas the parts Sections 7, 8, and 9 aforesaid, being the land described in subsection (9) of this section (in this section referred to as the endowment area), have not been used as a site for an athenaeum, but have been leased in terms of the said Act: And whereas there are no longer any trustees appointed in terms of the said Act: And whereas the library serving the Town of Blueskin and surrounding district is situated on the land described in subsection (10) of this section: And whereas the limited title to this land is in the name of the Waitati Library Club: And whereas the Waitati Library Club has become incorporated in terms of Part II of the Libraries and Mechanics' Institutes Act 1908 under the name of the Waitati Library Club (in this section referred to as the Club): And whereas the Club at present administers the endowment area and applies the rents derived therefrom towards the cost of running the present library: And whereas the lessees of the endowment area desire to erect substantial homes thereon and therefore desire to obtain perpetually renewable leases: And whereas the Club desires to comply with this request but has no statutory authority to do so: And whereas it is desirable and expedient to make provision accordingly: Be it therefore enacted as follows: 30 35 40

(1) The Blueskin Athenaeum Act 1876 is hereby repealed and the Athenaeum dissolved.

5 (2) Notwithstanding anything to the contrary in any Act or rule of law, the endowment area is hereby declared to be vested in the Club in trust as an endowment for library purposes, without power of sale, freed and discharged from all trusts heretofore affecting the same, but subject to all leases, liens, encumbrances, easements, and other restrictions heretofore affecting the area.

10 (3) All the personal property of whatsoever nature, including the benefit of all contracts and agreements and all rights and powers exercisable thereunder or pertaining thereto, belonging to the Athenaeum, are hereby vested in the Club freed from all trusts heretofore affecting the same, and all  
15 debts and other liabilities lawfully incurred by the Trustees of the Blueskin Athenaeum and existing on the passing of this Act shall hereafter be debts and liabilities of the Club.

(4) All actions of the Club before the passing of this section in administering the endowment area and in applying the  
20 rents derived from leases thereover for the purposes of the library established on the land described in subsection (10) of this section are hereby validated and declared to have been lawful in all respects.

25 (5) The Club shall expend the net revenue received from the endowment area exclusively for the improvement and maintenance of the library established on the land described in subsection (10) of this section.

30 (6) The Club shall on the expiry of each current lease of part of the endowment area, or by agreement with the lessee, before expiry, grant to the lessee, if he so desires, a lease of the part occupied by him under his current lease for a term of twenty-one years with a perpetual right of renewal.

35 (7) For the purpose of dealing with the leasing of the endowment area the Club is hereby declared to be a leasing authority within the meaning of the Public Bodies' Leases Act 1908.

40 (8) The District Land Registrar for the Land Registration District of Otago is hereby authorised 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.

(9) The land vested in the Club as an endowment for library purposes is described as follows.

All that area in the Otago Land District, being parts Sections 7, 8, and 9, Block X, Town of Blueskin, containing two roods fifteen perches and three-tenths of a perch, more or less, and being the balance of the land comprised and described in certificate of title, Volume 11, folio 291, and Volume 20, folio 159, Otago Registry (S.O. Plan 9923). 5

(10) The land on which the Club's library is situated is described as follows:

All that area in the Otago Land District, being part Lot 11, Block VI, Deeds Plan 123, Township of Merchiston, and being part Section 45, Block I, North Harbour and Blueskin Survey District, containing ten perches, more or less, and being all the land comprised and described in certificate of title, Volume 301, folio 66 (limited as to parcels), Otago Registry: as shown on the plan marked L. and S. 6/1/31A, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red. 10 15

**6. Cancelling the vesting of land held in trust by the Taranaki Harbour Board and declaring that land to be vested in Her Majesty as an addition to the Mount Moturoa Domain**—Whereas the land described in subsection (4) of this section was by a memorandum of transfer dated the nineteenth day of April, eighteen hundred and eighty-six, and registered as T. 3356 in the Land Registry Office at New Plymouth, transferred to and vested in the New Plymouth (now Taranaki) Harbour Board in trust for the construction and maintenance of such docks, piers, and other works as might be deemed advisable by the said Harbour Board for facilitating the trade and commerce of the Town and Port of New Plymouth: And whereas the said land is not required for the purposes mentioned, but is suitable for recreational purposes: And whereas it is in the public interest that the said land should be administered and developed for recreational purposes: And whereas the Taranaki Harbour Board has agreed to transfer the land to Her Majesty as an addition to the Mount Moturoa Domain, subject to certain conditions, but has no statutory authority to do so: Be it therefore enacted as follows: 20 25 30 35

(1) Notwithstanding anything to the contrary in the Harbours Act 1950 or in any other Act or rule of law, but subject to the provisions of subsection (2) of this section, the 40

vesting in the Taranaki Harbour Board of the land described in subsection (4) of this section is hereby cancelled and the said land is hereby declared to be vested in Her Majesty as a public domain subject to the provisions of Part III of the Reserves and Domains Act 1953, and to form part of the Mount Moturoa Domain under the control of the Mount Moturoa Domain Board, but otherwise freed and discharged from all trusts, reservations, or restrictions heretofore affecting the said land.

(2) Notwithstanding the provisions of subsection (1) of this section, the Taranaki Harbour Board shall be entitled at any time, subject to the provisions of the Harbours Act 1950, and any regulations made under that Act, to erect any building, structure, installation, equipment, or appliance on the said land for the purpose, if considered necessary by it, of a navigational aid, and the said Board and any person authorised by it shall at all times have full and free rights of access to any such building, structure, installation, equipment, or appliance.

(3) The District Land Registrar for the Land Registration District of Taranaki is hereby authorised 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.

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

All that area in the Taranaki Land District, being part Section 811, Grey District (Block IV, Paritutu Survey District), situated in the City of New Plymouth, containing one acre three roods thirty-four perches and one-tenth of a perch, more or less, and being part of the land comprised and described in certificate of title, Volume 144, folio 101, Taranaki Registry: as shown on the plan marked L. and S. 1/1449A, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (S.O. Plan 9170).

**7. Exchange of portion of Kororareka Domain for portion of a public cemetery**—Whereas the land described in subsection (3) of this section is portion of an area vested in the Russell Town Board (now the Russell Town Council) in trust as a site for a public cemetery by an Order in Council dated the twenty-second day of August, nineteen hundred and

twenty-seven, and published in the *Gazette* of the twenty-fifth day of that month: And whereas the said land has not been used and is unsuitable for cemetery purposes, but is suitable for development and use for recreation purposes: And whereas that portion of the Kororareka Domain described in subsection (4) of this section is unsuitable for recreation purposes, but is suitable for cemetery purposes: And whereas it is in the public interest that the said areas should be exchanged for each other, and it is desirable that provision should be made to effect the exchange: Be it therefore enacted as follows:

(1) The vesting in the Russell Town Council in trust as a site for a public cemetery of the land described in subsection (3) of this section is hereby cancelled, and the said land is hereby declared to be a reserve for recreation purposes and to form part of the Kororareka Domain under the control of the Russell Town Council acting as the Kororareka Domain Board under and subject to the provisions of Part III of the Reserves and Domains Act 1953.

(2) The reservation for recreation purposes of that portion of the Kororareka Domain described in subsection (4) of this section is hereby cancelled, and the said land, notwithstanding the provisions of section 60 of the Cemeteries Act 1908, is hereby declared to be a reserve for the purposes of a public cemetery, and to be vested in the Chairman, Councillors, and Citizens of the Town District of Russell in trust for those purposes.

(3) The land to which subsection (1) of this section relates is described as follows:

All that area in the North Auckland Land District, being part Section 6, Block I, Russell Survey District, containing four acres two roods seven perches and four-tenths of a perch, more or less: as shown on the plan marked L. and S. 2/512A, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (S.O. Plan 41899).

(4) The land to which subsection (2) of this section relates is described as follows:

All that area in the North Auckland Land District, being Lot 65, D.P. 16246, being part Old Land Claim 128, situated in Block I, Russell Survey District, containing four acres and thirteen perches and six-tenths of a perch, more or less: as shown on the plan marked L. and S. 2/512B, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red.



**8. Authorising Gore Borough Council to sell certain land—**

Whereas by an Order in Council dated the third day of October, nineteen hundred and twenty-seven, issued under the provisions of section 36 of the Reserves and Other  
5 Lands Disposal Act 1926 and published in the *Gazette* of the sixth day of October, nineteen hundred and twenty-seven, the land described in subsection (4) of this section was vested in the Corporation of the Borough of Gore (in this section referred to as the Corporation), in trust, without power of sale,  
10 as a municipal endowment: And whereas the said land is no longer required for that purpose: And whereas the greater part of the said land is leased as permanent depots for the holding and distribution of oil products: And whereas it is expedient that the Gore Borough Council (in this section  
15 referred to as the Council) should be empowered to dispose of the said land and apply the proceeds thereof in the manner hereinafter provided: Be it therefore enacted as follows:

(1) Notwithstanding anything to the contrary in any Act or rule of law, the Council may sell the land described in  
20 subsection (4) of this section, or any part or parts thereof, in such manner, on such terms, and subject to such conditions, as it thinks fit, and on the sale of any such land all trusts, reservations, and restrictions theretofore affecting the land shall be deemed to be cancelled.

25 (2) The net proceeds from the sale of the said land shall be paid into a separate account and shall be applied in or towards the cost of purchasing additional land for public reserves or for the development or improvement of the public reserves from time to time controlled by or vested in the  
30 Council or the Corporation, and any money accruing by way of interest on sums so held in trust by the Council shall be used or expended by it for the said purposes heretofore mentioned.

(3) The District Land Registrar for the Land Registration  
35 District of Southland is hereby authorised 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.

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

All those areas of land in the Southland Land District, situated in the Borough of Gore, being Lots 1, 2, 16, 17, and 18 on Deposited Plan 2971, being part of Block "f", Town Belt Reserve, Town of Gore, containing one acre one rood thirty-five perches and two-tenths of a perch, more or less, and being part of the land comprised and described in certificate of title, Volume 137, folio 30, Southland Registry: as the same is shown on the plan marked L. and S. 6/1/1118, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon coloured blue, sepia, and orange (S.O. Plan 6711).

**9. Vesting certain land held by trustees in Her Majesty as an addition to the Tasman Memorial Domain**—Whereas, by memorandum of transfer registered in the Land Registry Office at Nelson under Number 13266, the land described in subsection (3) of this section, known as the Tasman Recreation Ground (in this section referred to as the said land), was transferred to Arthur McKee of Nelson, orchardist, and Frederick Edgar Nottage, Harold Percy Dodson, Herbert Alison Permin, and Edmund Townshend all of Tasman, orchardists, for an estate in fee simple, and those persons (in this section referred to as the trustees) held the said land in trust under a Declaration of Trust (in this section referred to as the said deed) dated the ninth day of June, nineteen hundred and fifteen, and deposited in the Land Registry Office at Nelson under Number 37, as and for a public reserve and recreation ground for the pleasure and benefit of the residents of a district specified in the said deed: And whereas there are now no trustees in terms of the said deed: And whereas the said land has not been used or developed for recreation purposes owing to restrictions on its use set out in the said deed: And whereas it is desirable that the said land should be declared a public domain: And whereas the Tasman Memorial Domain Board desires to administer and develop the said land for recreation purposes as an addition to the Tasman Memorial Domain: And whereas it is desirable and expedient to make provision accordingly: Be it therefore enacted as follows:

(1) Notwithstanding anything to the contrary in any Act or rule of law, the land described in subsection (3) of this section is hereby declared to be no longer vested in the trustees, and the said land is hereby declared to be vested in Her Majesty as a public domain subject to the provisions of

Part III of the Reserves and Domains Act 1953, and to form part of the Tasman Memorial Domain under the control of the Tasman Memorial Domain Board, but otherwise freed and discharged from all trusts, reservations, and restrictions  
5 heretofore affecting the said land.

(2) The District Land Registrar for the Land Registration District of Nelson is hereby authorised 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  
10 this section.

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

All that area in the Nelson Land District, situated in Block I, Moutere Survey District, containing six acres, more  
15 or less, being Lot 7, D.P. 564, being part Section 17, District of Moutere Hills, and being all the land comprised and described in certificate of title, Volume 39, folio 181, Nelson Registry.

**10. Authorising the exchange, sale, and other disposition  
20 of land in the Borough of Stratford, and provisions incidental thereto**—Whereas the land firstly described in subsection (9) of this section is vested in Her Majesty for recreation purposes subject to Part III of the Reserves and Domains Act 1953, and forms part of the Stratford Domain under the control of  
25 the Stratford Borough Council acting as the Stratford Domain Board: And whereas the land secondly described in subsections (9) and (10) of this section is vested in the Mayor, Councillors, and Citizens of the Borough of Stratford (in this section referred to as the Corporation) as an endowment in  
30 aid of municipal funds: And whereas the land thirdly described in subsection (9) of this section is reserved for municipal purposes: And whereas the land fourthly described in subsection (9) of this section and the land firstly described in subsection (10) of this section form portions of a legal street  
35 known as Ariel Street: And whereas the land thirdly described in subsection (10) of this section is vested in the Corporation for an estate in fee simple: And whereas the land fourthly described in subsection (10) of this section was purchased by the Corporation pursuant to section 32 of the Public Works  
40 Act 1928 for the purposes of a recreation ground: And whereas the land fifthly described in subsection (10) of this section was purchased by the Corporation as a site for the quarrying of road metal or other material for road making, and is held subject to certain rights created by a memorandum

of transfer registered in the Land Transfer Office at New Plymouth under No. 9284: And whereas the portions of Ariel Street hereinbefore referred to are not required as street, and all the other pieces of land are no longer required for the purposes for which they are held: And whereas the Corporation desires to acquire an estate in fee simple, freed and discharged from all trusts, reservations, and restrictions, in the land described in subsection (9) of this section in order to effect the sale thereof: And whereas the Corporation has agreed to the land described in subsection (10) of this section being added to the Stratford Domain, and has also agreed to the proceeds of the sale of the land described in subsection (9) of this section being applied in or towards the maintenance, improvement, development, or extension of the said Stratford Domain: And whereas it is desirable and expedient to give effect to the aforesaid proposals: Be it therefore enacted as follows:

(1) The reservation for recreation purposes of that portion of the Stratford Domain firstly described in subsection (9) of this section is hereby cancelled, and the said land is hereby declared to be no longer part of the said domain.

(2) The reservation as an endowment in aid of municipal funds of the land secondly described in subsections (9) and (10) of this section, and the vesting of the said land in the Corporation in trust for that purpose are hereby cancelled.

(3) The reservation for municipal purposes of the land thirdly described in subsection (9) of this section is hereby cancelled.

(4) The portions of Ariel Street fourthly described in subsection (9) and firstly described in subsection (10) of this section are hereby declared to be closed.

(5) Notwithstanding anything to the contrary in any Act or rule of law, the land described in subsection (9) of this section is hereby declared to be vested for an estate in fee simple in the Corporation freed and discharged from all trusts, reservations, and restrictions heretofore affecting the same and the Corporation is hereby empowered to sell the said land or any part thereof by public auction, public tender, or private contract, or partly by one and partly by the other of such modes of sale, and either in one lot or in subdivisions as the Corporation may in its discretion decide, but subject to such conditions as to title, time, or mode of payment of purchase money or otherwise, as it thinks fit, and with or without a grant or reservation of rights of way, rights of

water easements, drainage easements, or other rights, privileges or easements in favour of the purchaser or the said Corporation, or any other person.

5 (6) The net proceeds from the sale of the land described in subsection (9) of this section or of any part thereof shall be paid into the Corporation's domain account and applied towards the maintenance, improvement, development, or extension of the Stratford Domain.

10 (7) Notwithstanding anything to the contrary in any Act or rule of law, the trusts, reservations, rights, and conditions affecting the land described in subsection (10) of this section, save only the rights created by transfer No. 9284 in respect of the land fifthly so described, are hereby cancelled, and the said land is hereby declared to be vested in Her Majesty as  
15 a public domain subject to the provisions of Part III of the Reserves and Domains Act 1953, and to form part of the Stratford Domain under the control of the Stratford Borough Council acting as the Stratford Domain Board.

20 (8) The District Land Registrar for the Land Registration District of Taranaki is hereby authorised 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.

25 (9) The land vested in the Corporation for an estate in fee simple by subsection (5) of this section is particularly described as follows:

30 Firstly, all those areas in the Taranaki Land District, being Sections 542 to 551 (inclusive), 574 to 581 (inclusive), 607 to 619 (inclusive), and 639 to 651 (inclusive), Town of Stratford, containing eleven acres, more or less: as shown on the plan marked L. and S. 1/350B, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red and green.

35 Secondly, all those areas in the Taranaki Land District, being Sections 552 to 554 (inclusive) and 584 to 586 (inclusive) Town of Stratford, containing one acre two roods, more or less, and being part of the land comprised and described in certificate of title, Volume 70, folio 113, Taranaki Registry:  
40 as shown on the plan marked L. and S. 1/350B, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon coloured green.

Thirdly, all those areas in the Taranaki Land District, being Sections 582 and 583, Town of Stratford, containing two roods, more or less: as shown on the plan marked L. and S. 1/350B, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon coloured red. 5

Fourthly, all that area in the Taranaki Land District, being part Ariel Street, between Romeo Street and Warwick Road, containing two acres one rood one perch and six-tenths of a perch, more or less: as shown on the plan marked L. and S. 1/350B, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon coloured burnt sienna and hatched green. 10

(10) The land vested in Her Majesty as public domain by subsection (7) of this section is particularly described as follows: 15

Firstly, all that area in the Taranaki Land District, being part Ariel Street, between Regan Street and Fenton Street, containing two acres two roods and seventeen perches, more or less: as shown on the plan marked L. and S. 1/350B, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon coloured burnt sienna and edged yellow. 20

Secondly, all those areas in the Taranaki Land District, being Sections 34, 35, 77, and 78, Town of Stratford, containing one acre, more or less, and being part of the land comprised and described in certificate of title, Volume 70, folio 113, Taranaki Registry: as shown on the plan marked L. and S. 1/350B, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon coloured blue. 25 30

Thirdly, all those areas in the Taranaki Land District, being Sections 1024 (certificate of title, Volume 174, folio 83, Taranaki Registry), 1036 to 1038 (inclusive), Town of Stratford, and Sections 125 and 126, Block I, Ngaere Survey District, containing six acres thirty-two perches and fifty-nine one-hundredths of a perch, more or less: as shown on the plan marked L. and S. 1/350B, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon coloured purple. 35

Fourthly, all that area in the Taranaki Land District, being Section 508, Town of Stratford, containing one rood, more or less, and being all the land comprised and described in certificate of title, Volume 14, folio 32, Taranaki Registry: as shown on the plan marked L. and S. 1/350B, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon coloured blue. 40 45

Fifthly, all that area in the Taranaki Land District, being part Lot 18, D.P. 3025, being part Section 78, Block II, Ngaere Survey District, containing four acres two roods thirteen perches and six-tenths of a perch, more or less, and  
5 being all the land comprised and described in certificate of title, Volume 94, folio 239, subject to certain rights created by Transfer No. 9284, Taranaki Registry: as shown on the plan marked L. and S. 1/350B, deposited in the Head Office, Department of Lands and Survey, at Wellington, and  
10 thereon coloured blue.

**11. Authorising disposition of certain money derived from the operation of the Land Subdivision in Counties Act 1946—**

Whereas the land described in subsection (2) of this section is known as Bledisloe Park and is vested in the Bledisloe  
15 Park Board (in this section referred to as the Park Board), a body corporate constituted under the provisions of section 8 of the Maori Purposes Act 1934, for an estate in fee simple as and for a park or pleasure ground: And whereas it is in the public interest that money held in the Land Settlement  
20 Account and derived from the operation of the Land Subdivision in Counties Act 1946 should be paid to the Park Board for the development and improvement of the Park: And whereas there is no statutory authority enabling this to be done, and it is desirable that provision should be made  
25 accordingly: Be it therefore enacted as follows:

(1) For the purposes of paragraph (c) of subsection (2) of section 14 of the Land Subdivision in Counties Act 1946 the Park Board shall be deemed to be a public body and the land known as Bledisloe Park shall be deemed to be vested  
30 in that body for the purpose of public recreation.

(2) The land known as Bledisloe Park is particularly described as follows:

All that area in the South Auckland Land District, being Maketu A127 Block, situated in Block I, Otutara Survey  
35 District, and Block I, Waihi South Survey District, containing eleven acres one rood and twenty-one perches, more or less: as shown on the plan marked L. and S. 1/1038, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (M.L. Plans 15980 and  
40 153082).

**12. Effecting a change of purpose of land vested in Rotorua High School Board and providing for application of net revenue derived therefrom**—Whereas the land described in subsection (4) of this section (in this section referred to as the said land) is vested in the Rotorua High School Board (in this section referred to as the Board) as an endowment for a secondary school in the Borough of Rotorua under the provisions of section 12 of the Reserves and Other Lands Disposal Act 1926: And whereas the Minister of Education entered into an agreement with the Board as to the application of the net revenue from the said land for various purposes of the Rotorua High School, and the carrying out of the said agreement was authorised by section 8 of the Reserves and Other Lands Disposal Act 1928: And whereas there are now two secondary schools in Rotorua, and it is desirable that the net revenue from the said land should be available for expenditure for purposes connected with those schools and also with any other secondary school or schools that may hereafter come under the control of the Board: Be it therefore enacted as follows:

(1) Notwithstanding anything to the contrary in any Act or rule of law, the reservation of the said land as an endowment for a secondary school in the Borough of Rotorua is hereby cancelled and the said land is hereby declared to be vested in the Board in trust as an endowment for secondary schools under the control of the Board.

(2) The agreement dated the sixteenth day of December, nineteen hundred and twenty-seven, between the Minister of Education and the Board and referred to in section 8 of the Reserves and Other Lands Disposal Act 1928 is hereby cancelled.

(3) Notwithstanding anything to the contrary in the Education Act 1914, or in any other Act or rule of law, the net revenue (after payment of all administration charges) received by the Board from the said land shall be applied for purposes connected with secondary schools controlled by the Board in accordance with arrangements to be made from time to time in that behalf between the Minister of Education and the Board.

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

All that area in the South Auckland Land District, situated in the Borough of Rotorua, being Blocks XLIII, XLIV, XLV, XLVI, and XLVII, Town of Rotorua, containing



sixteen acres and eighteen perches, more or less: as shown on the plan marked L. and S. 6/6/254D, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red.

5 (5) Section 12 of the Reserves and Other Lands Disposal Act 1926 and section 8 of the Reserves and Other Lands Disposal Act 1928 are hereby repealed.

(6) This section shall come into force on the first day of February, nineteen hundred and sixty-one.

10 **13. Adding certain land to the Mount Benger Rabbit District**—Whereas section 116 of the Reserves and Other Lands Disposal and Public Bodies Empowering Act 1922 excluded the land described in subsection (3) of this section from the Mount Benger Rabbit District as there were no  
15 rabbits on the said land: And whereas it has been found that rabbits do now exist on the said land and it is essential that they be exterminated: And whereas it is desirable and expedient that the said land should form part of the Mount Benger Rabbit District: Be it therefore enacted as follows:

20 (1) The land described in subsection (3) of this section is hereby declared to form part of the Mount Benger Rabbit District and the boundaries of that district are hereby altered to include the said land.

(2) Section 116 of the Reserves and Other Lands Disposal  
25 and Public Bodies Empowering Act 1922 is hereby repealed.

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

All that area in the Otago Land District, Tuapeka County, containing 8,500 acres, more or less, bounded by a line com-  
30 mencing at the north-western corner of Run 500, Teviot Survey District, and proceeding easterly along the northern boundary of that run, a distance of 112 chains approximately to a snow fence; thence southerly along that snow fence to the northern boundary of Run 501, Teviot Survey District; thence  
35 generally south-easterly and south-westerly along the north-eastern and south-eastern boundaries of that run to a peg, bearing  $316^{\circ} 26'$  distant 179·4 links from Waikaia Bush Road, S.O. Plan 1165; thence generally southerly along the snow fence shown on S.O. Plan 1165 through Run 501 aforesaid  
40 and Run 509, Teviot Survey District, to the northern boundary of Run 690, Teviot Survey District; thence generally easterly, southerly, westerly, and north-westerly along the northern, eastern, southern, and south-western boundaries of

that run, to the southern boundary of Run 509, Teviot Survey District; thence generally north-westerly along the south-western boundaries of that run and Runs 501 and 500 to the point of commencement.

Also, all that area in the Otago Land District, Tuapeka County, containing 1,150 acres, more or less, bounded by a line commencing at the south-western corner of Section 7, Block XIV, Bengier Survey District, and proceeding due east along the northern boundary of Section 6, Block XIV aforesaid, a distance of 52 chains approximately to a snow fence; thence south-easterly along that snow fence through Section 6 aforesaid and part Section 5, Block XIV aforesaid, to the north-western corner of Section 10, Block IV, Bengier Survey District; thence generally westerly and northerly along the southern and western boundaries of part Section 5, Block XIV, Bengier Survey District, to the southern boundary of Section 6, Block XIV aforesaid; thence generally northerly along the western boundary of that section to the point of commencement.

As the same are shown on the plan marked L. and S. 22/2882/44A, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged blue.

**14. Validating a supplementary agreement between the Corporations of the Counties of Waipa and Otorohanga, the City of Hamilton, and the Borough of Te Awamutu—** Whereas section 10 of the Reserves and Other Lands Disposal Act 1942 validated a certain agreement (in this section referred to as the said agreement) made between the Corporations of the Counties of Waipa, Otorohanga, and Raglan, the City of Hamilton, and the Borough of Te Awamutu: And whereas the Corporation of the County of Raglan desires to be no longer bound by the said agreement: And whereas the remaining Corporations have agreed to that Corporation withdrawing from the said agreement: And whereas the said agreement provided for the appointment of a committee of management and the payment by the Corporations of the costs and expenses of the committee: And whereas with the withdrawal of the Corporation of the County of Raglan a supplementary agreement (in this section referred to as the supplementary agreement) to be effective from and including the fifteenth day of July, nineteen hundred and sixty, has been executed by the remaining Corporations to cover the future costs and expenses of the committee: And whereas a copy of the supplementary agreement is deposited

in the Head Office of the Department of Lands and Survey, at Wellington, as Auckland Deed Number 5458: And whereas it is expedient that the supplementary agreement be authorised and validated: Be it therefore enacted as follows:

- 5 Notwithstanding anything to the contrary in any Act or rule of law, the supplementary agreement is hereby declared to be and to have always been valid and binding in all respects and of full force and effect according to its tenor, and the parties thereto shall be deemed to have had  
10 all powers and authorities necessary to enter into and execute the same and to have had and to possess full power to do all things requisite for the carrying out of the terms and conditions thereof.

- 15. Vesting certain land in the Corporation of the City of Wanganui for recreation purposes**—Whereas, pursuant to the provisions of section 53 of the Wanganui Harbour and River Conservators Board Act 1876, the land described in subsection (2) of this section is vested in Her Majesty as a reserve for the use of the Maori inhabitants of the Town of  
20 Wanganui and the neighbourhood as a market-place and place for landing and embarking goods and persons and for such other purposes as the Governor-General may from time to time determine: And whereas for many years the said land has not been used for such purposes but has, with  
25 certain adjoining land, been developed and maintained by the Wanganui City Council as an open space: And whereas, to provide for the more effective future control and management of the said land, it is desirable that it be vested in the Mayor, Councillors, and Citizens of the City of Wanganui  
30 (in this section referred to as the Corporation) in trust as a recreation reserve subject to the Reserves and Domains Act 1953: Be it therefore enacted as follows:

- (1) Notwithstanding anything to the contrary in the Wanganui Harbour and River Conservators Board Act 1876  
35 or in any other Act or rule of law, the vesting in Her Majesty of the land described in subsection (2) of this section is hereby cancelled and the said land is hereby declared to be vested in the Corporation in trust as a recreation reserve under and subject to the Reserves and Domains Act 1953,  
40 freed and discharged from all other trusts, reservations, and restrictions heretofore affecting the same.

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

All that area in the Wellington Land District, being Section 304, Right Bank Wanganui River (City of Wanganui), containing one acre one rood thirty-three perches and four-tenths of a perch, more or less: as shown on the plan marked L. and S. 6/1/1115, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (S.O. Plan 24768). 5

**16. Authorising the Governor-General to proclaim certain land in the Lake County to be Crown land**—Whereas in the Town of Jamestown and in the Survey Districts of Martins Bay, Wilmot, and Hollyford in the Lake County, Otago Land District, certain land has been granted in fee simple, or reserved, or taken up under lease in perpetuity, or taken up under residence-site or business-site or special-site licences issued in terms of the Mining Act 1926: And whereas many of the owners and licensees are not known, and the land has been abandoned: And whereas it is in the public interest that the land should be resumed by Her Majesty, but subject to the right of the owners, lessees, and licensees thereof or their beneficiaries or successors in title to claim compensation as hereinafter provided: And whereas when the land was subdivided various strips of land were laid off as roads: And whereas most of them have never been used as roads and will not be required as roads in the future: And whereas it is desirable and expedient that special provision be made to enable the land, together with such roads as are not required, to be vested in Her Majesty as Crown land: Be it therefore enacted as follows: 10 15 20 25

(1) This section relates to all land in the Town of Jamestown and in the Survey Districts of Martins Bay, Wilmot, and Hollyford in respect of which residence-site or business-site or special-site licences under the Mining Act 1926, or Crown grants, or leases in perpetuity under the Land Act 1892 have heretofore been issued, and to all land laid off as roads, whether or not the same have been legalised, in the said Town of Jamestown and in the said Survey Districts, save and except the following: 30 35

- (a) The main road from Long Reef in Martins Bay Survey District to the southern boundary of the Hollyford Survey District; and 40
- (b) Camp Street in the Town of Jamestown; and
- (c) The access road from Camp Street and its extension to the eastern boundary of Section 59, Block II, Martins Bay Survey District.

(2) The Governor-General may by Proclamation from time to time declare that any land (inclusive of roads, legal or otherwise), or any portion of the land to which this section relates shall, as from a date specified in that behalf in any  
5 such Proclamation, be deemed to be vested in Her Majesty as Crown land subject to the provisions of the Land Act 1948, and every such Proclamation shall have effect according to its tenor.

(3) Any roads or portions of roads (legal or otherwise),  
10 the subject of any Proclamation under subsection (2) of this section shall, on the issue of the Proclamation, be deemed to be closed, as from the date specified in the Proclamation.

(4) Before exercising any of the powers conferred on him by this section, the Governor-General shall cause not less  
15 than three months' notice of his intention so to do to be given in the *Gazette* and in such newspaper or newspapers as he thinks fit.

(5) The District Land Registrar for the Land Registration District of Otago and the appropriate Mining Registrar are  
20 hereby authorised 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) If at any time within five years after the date specified in any Proclamation issued under this section the registered  
25 proprietor or licensee or any other person having any estate or interest in any land to which the Proclamation relates adduces satisfactory evidence of title to or interest in that land, he shall be entitled to claim compensation for his interest therein. The amount of compensation shall in every  
30 case be determined by the Land Settlement Board, and on any such determination, shall, without further appropriation than this section, be paid out of the Land Settlement Account established under the provisions of the Land Act 1948:

Provided that in no case shall the amount of compensation  
35 awarded under this section exceed the claimant's interest in the value of the land as determined by the said Board, as at the date specified in the Proclamation affecting the same, together with the value as at that date and as determined by the said Board of any improvements then existing on the  
40 land.

**17. Declaring land subject to the Forests Act 1949 to be Crown land subject to the Land Act 1948**—Whereas the land described in subsection (2) of this section is set apart as permanent State forest land under the Forests Act 1949:

And whereas it is desirable that it should be declared Crown land subject to the Land Act 1948: Be it therefore enacted as follows:

(1) The setting apart of the land described in subsection (2) of this section as permanent State forest land is hereby 5  
revoked and the said land is hereby declared to be Crown land subject to the Land Act 1948.

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

Firstly, all that area in the South Auckland Land District, 10  
being part of the land set apart as permanent State forest land by a Proclamation dated the first day of March, nineteen hundred and thirty-five, and published in the *Gazette* of the seventh day of March of that year at page 581, and being parts of Maraeroa Numbers A 3A and B 2 Blocks, 15  
situated in Blocks XIII and XIV, Ranginui Survey District, and Blocks I and II, Hurakia Survey District, containing two thousand two hundred and twenty-two acres two roods ten perches, more or less; and also parts of Maraeroa C Block, 20  
situated in Block II, Hurakia Survey District, containing six acres one rood three perches and eight-tenths of a perch, more or less, being all the land comprised and described in certificate of title, Volume 1053, folio 290, Auckland Registry: as shown on the plan marked L. and S. 36/2460B, deposited in the 25  
Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (S.O. Plan 40060).

Secondly, all that area in the South Auckland Land District being part of the land set apart as permanent State forest land by a Proclamation dated the twenty-seventh day 30  
of September, nineteen hundred and thirty-five, and published in the *Gazette* of the third day of October of that year at page 2735, and being also parts Section 4, Block VII, Tairua Survey District, containing nine acres two roods eighteen perches and seven-tenths of a perch, more or less: 35  
as shown on the plan marked L. and S. 10/92/76, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (S.O. Plan 40074).

Thirdly, all that area in the South Auckland Land District being part of the land set apart as permanent State forest land by a Proclamation dated the nineteenth day of January, 40  
nineteen hundred and twenty-five, and published in the *Gazette* of the twenty-third day of that month at page 155, and being parts Whaiti Kuranui 5B Block, situated in Block IV, Tapapa East Survey District, containing thirty-nine acres and thirty-five perches, more or less: as shown on the 45

plan marked L. and S. 22/748/29A, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (S.O. Plan 40216).

5 Fourthly, all that area in the Wellington Land District, being Section 6 (formerly part Waimarino Defence Training Ground), Block XIV, Tongariro Survey District, containing one hundred and fifty acres, more or less: as shown on the plan marked L. and S. 9/3650, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon  
10 edged red (S.O. Plan 24200).

Fifthly, all that area in the Westland Land District, being Reserve 1975, situated in Block I, Poerua Survey District, containing twelve acres three roods four perches, more or less: as shown on the plan marked L. and S. 4/681B, deposited  
15 in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (S.O. Plan 4696).

Sixthly, all that area in the Westland Land District, being part Reserve 1462, situated in Blocks V and IX, Kaniere Survey District, containing six hundred and eighty-four acres  
20 and five perches, more or less: as shown on the plan marked L. and S. 36/2491B, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (S.O. Plan 4845).

Seventhly, all that area in the Westland Land District,  
25 being parts Reserve 1957, situated in Block V, Mawheraiti Survey District, and Block VIII, Waiwhero Survey District, containing a total area of ninety-five acres one rood three perches, more or less: as shown on the plan marked L. and S. 10/98/80r, deposited in the Head Office, Department of Lands  
30 and Survey, at Wellington, and thereon edged red (S.O. Plan 5021).

Eighthly, all that area in the Canterbury Land District, being part Reserve 4515, situated in Block II, Lyndon Survey District, containing sixty-six acres and three roods, more or  
35 less: as shown on the plan marked L. and S. 8/5/3A, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (S.O. Plan 9633).

Ninthly, all that area in the South Auckland Land District, being part Section 6, Block VIII, Maramarua Survey  
40 District, containing thirty-three acres three roods nineteen perches, more or less: as shown on the plan marked L. and S. 10/92/34A, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (S.O. Plan 40606).

Tenthly, all those areas in the South Auckland Land District, being part Paeroa 3A and 4A Blocks, situated in Blocks XV and XVI, Paeroa Survey District; Block XIII, Kaingaroa Survey District; Blocks III and IV, Takapau Survey District; and Block I, Wheao Survey District, containing twelve thousand acres, more or less, and being all the land comprised and described in certificate of title, Volume 460, folio 186, Auckland Registry: and also being part Lot 3, D.P. 20886, situated in Blocks I and V, Wheao Survey District, containing one hundred and eighty-five acres, more or less, being part of the land comprised and described in certificate of title, Volume 702, folio 18, Auckland Registry: and also Paeroa East 3c Block, situated in Blocks IV and VIII, Takapau Survey District, and Blocks I and V, Wheao Survey District, containing seven hundred and forty-three acres, more or less; and also part Run 59 situated in Blocks III and IV, Takapau Survey District, containing ninety-three acres two roods twenty-five perches, more or less; and also part Section 1, Block I, and Section I, Block V, Wheao Survey District, containing nine acres one rood fifteen perches, more or less: as shown on the plan marked L. and S. 36/1386A, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (S.O. Plan 40588).

**18. Vesting certain land in the University of Otago as an addition to an endowment**—Whereas, by the Otago University Reserves Vesting Act 1893, an area of one hundred thousand acres of land known as the Benmore Runs was vested in the University of Otago (in this section referred to as the University) as an endowment for the University: And whereas by a Proclamation taking effect on and after the twelfth day of August, nineteen hundred and fifty-seven, dated the first day of August, nineteen hundred and fifty-seven, and published in the *Gazette* of the eighth day of that month, that portion of the endowment firstly described in subsection (3) of this section (in this section referred to as the said land) was taken for employees' houses and vested in the Benmore Rabbit Board: And whereas by the said Proclamation an easement vesting in the Board a right of way appurtenant to the said land was taken over that portion of the endowment secondly described in subsection (3) of this section: And whereas the Board no longer requires the said



- land and right of way, and by a Proclamation dated the seventh day of September, nineteen hundred and sixty, and published in the *Gazette* of the fifteenth day of that month, both areas were declared to be Crown land subject to the
- 5 Land Act 1948: And whereas for the better utilisation thereof it is desirable that both areas should be again included in the surrounding endowment: And whereas the Council of the University has agreed to such inclusion: Be it therefore enacted as follows:
- 10 (1) The land described in subsection (3) of this section is hereby vested in the University as a reserve for an endowment for the University and is hereby declared to be subject to the provisions of the Otago University Reserves Vesting Act 1893 and the Otago University Reserves Act 1904.
- 15 (2) The District Land Registrar for the Otago Land Registration District shall deposit such plans, accept such documents for registration, and do all such other things as may be necessary to give effect to the provisions of this section and shall, on the application of the University, issue a certifi-
- 20 cate of title for the said land.
- (3) The land to which this section relates is more particularly described as follows:
- Firstly, all that area in the Otago Land District, being part Section 4, Block XVI, Benmore Survey District, con-
- 25 taining one rood thirteen perches, more or less: as shown on the plan marked L. and S. 8/9/331A, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon edged red (S.O. Plan 11949).
- Secondly, all that area in the Otago Land District, being
- 30 part Section 4, Block XVI, Benmore Survey District, containing seven acres and twenty-one perches and one-tenth of a perch, more or less: as shown on the plan marked L. and S. 8/9/331B, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon coloured yellow and
- 35 edged red (S.O. Plan 11949).