

[AS REPORTED FROM THE LOCAL BILLS COMMITTEE]

House of Representatives, 17 September 1976.

Words struck out by the Committee 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 double rule, or with double rule before first line and after last line.

Hon. Mr MacIntyre

**RANGITAIKI DRAINAGE BOARD (SURPLUS LAND
DEVELOPMENT AND SALE) EMPOWERING**

[LOCAL]

ANALYSIS

Title	3. Board may develop, subdivide, and sell certain land
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1. Short Title	Schedule
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A BILL INTITULED

An Act to authorise and empower the Rangitaiki Drainage Board to develop, subdivide, and dispose of certain land owned by it and surplus to its requirements

- 5 WHEREAS the Rangitaiki Drainage Board is the owner of the land described in the schedule hereto with frontage to the Edgumbe - Te Teko Road: And whereas the said land was purchased for the future use of the Rangitaiki Drainage Board but is now surplus to its present or future needs or
10 requirements: And whereas it is expedient and desirable that the Rangitaiki Drainage Board do dispose of the said land to its best advantage: And whereas the Rangitaiki Drainage Board proposes to develop and subdivide the said land and to dispose of it in allotments and to apply the proceeds of sale to
15 repayment of any loans and to the purposes set forth in the Land Drainage Act 1908:

No. 6—2

Price 10c

2 *Rangitaiki Drainage Board (Surplus Land
Development and Sale) Empowering*

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

1. **Short Title**—This Act may be cited as the Rangitaiki Drainage Board (Surplus Land Development and Sale) Empowering Act 1976. 5

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

“Board” means the Rangitaiki Drainage Board as constituted under the Rangitaiki Land Drainage Act 1956 and the Land Drainage Act 1908 and their respective amendments: 10

“Land” means the whole or any part or parts of the land described in the Schedule hereto:

“Services” includes water supply, sewerage, drainage, 15
gas, and electricity.

3. **Board may develop, subdivide, and (sell) dispose of certain land**—(1) The Board is hereby authorised and empowered (and is declared always to have been authorised and empowered) to develop and from time to time if the need shall arise to re-develop the land and may, subject to Part II of the Counties Amendment Act 1961,— 20

(a) Subdivide or re-subdivide the land or any part thereof into allotments; and

(b) Construct on the land roads, service lanes, and accessways and such works as may be deemed necessary for the use, convenience, and enjoyment of the land, and may provide services and generally develop the land as allotments for commercial, residential, industrial, or other purposes; and 30

(c) Vest in the appropriate territorial local authority or corporation any recreational or other reserve, any road, service lane, accessway, and any right-of-way or other easement; and

(d) Grant any drainage easement, right-of-way, or other easement; and 35

(e) Generally carry out all works and do all things necessary to comply with all lawful requirements of any local or public authority; and

- (f) Sell any allotment or allotments so created upon such terms as in its absolute discretion it thinks proper to any person or persons; and
- 5 (g) Lease any allotments or allotment so created (*upon such terms as in its absolute discretion it thinks proper to any person or persons.*) in accordance with the Public Bodies Leases Act 1969.

New

10 (1A) For the purposes of subsection (1) (g) of this section, the Board is hereby declared to be a leasing authority within the meaning of the Public Bodies Leases Act 1969.

(2) All money received by the Board on the sale or lease of any of the land shall be applied by the Board for the following purposes:

- 15 (a) In re-imbusement of its development and associated administrative costs in respect of the development of the land (including survey fees and the cost of the provisions of services):
- 20 (b) In repayment of any money borrowed to meet any expenditure incurred under subsection (1) of this section and any interest and sinking-fund payments in respect of any money so borrowed and in repayment of any money previously charged against the land:
- 25 (c) Those purposes set forth in the Land Drainage Act 1908.

Struck Out

30 **4. Act subject to Town and Country Planning Act 1953—** Nothing in this Act shall in any way prejudice, alter, or restrict the powers, rights, or obligations of any person under the Town and Country Planning Act 1953, and the provisions of this Act shall be read subject to that Act.

New

35 **4. Other rights not affected—**Nothing in this Act shall in any way be construed as limiting or affecting in any way the application of the provisions of—

- (a) The Town and Country Planning Act 1953:
(b) The Counties Act 1956:
(c) The Water and Soil Conservation Act 1967.

4 *Rangitaiki Drainage Board (Surplus Land
Development and Sale) Empowering*

SCHEDULE

Struck Out

ALL that area in the South Auckland Land District situate in the District of Whakatane containing 3.7925 hectares more or less being part allotments 53B, 207, and 208 Parish of Matata, and being part of the land comprised and described in certificate of title, Volume 15C, folio 829, South Auckland Land Registry.

New

ALL that area in the South Auckland Land District situated in the District of Whakatane containing 3.7928 hectares, more or less, being Lots 1 to 24 inclusive, L.T.S. 21633, being Part Allotments 53B, 207, and 208, Parish of Matata, situated in Block III, Rangitaiki Upper Survey District, and being part of the land comprised and described in certificate of title No. 15C/829 (South Auckland Land Registry).