

**Reprint  
as at 27 August 1981**



**Clutha County Council (Port  
Molyneux Reserve) Empowering  
Act 1981**

Local Act    1981 No 3  
Date of assent    26 August 1981  
Commencement    26 August 1981

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**Note**

Changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in this reprint.

A general outline of these changes is set out in the notes at the end of this reprint, together with other explanatory material about this reprint.

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**Schedule 2**  
**Otago Land District—Clutha County**

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**An Act to validate past and to authorise intended future utilisation of endowment land administered by the Clutha County Council and to prescribe a formula for the appropriation of profit derived from that land**

**Preamble**

Whereas by virtue of section 22 of the Reserves and Other Lands Disposal Act 1939 the land more particularly described in Schedule 1 was vested in the Clutha County Council (hereinafter referred to as the Council) with power to lease the same: And whereas the Council has planted trees and carried out a programme of afforestation on part of the said land: And whereas revenue derived from the said land has hitherto been applied in the manner prescribed by section 22 of the Reserves and Other Lands Disposal Act 1939: And whereas excess revenue derived from the said land amounting to \$1,550.14 is now held by the Council in an account in its name styled the Port Molyneux Reserve Account: And whereas agreement has now been reached between the Council and the Minister of Lands as to the appropriation of the aforesaid funds on hand and as to the appropriation of future profit derived from the said land: And whereas it is desired to validate the Council's utilisation of part of the said land for forestry purposes and to authorise the future utilisation of that part of the said land for forestry purposes and to prescribe a formula for the appropriation of profit derived from the said land.

**1 Short Title**

This Act may be cited as the Clutha County Council (Port Molyneux Reserve) Empowering Act 1981.

**2 Validation and authorisation**

- (1) The action of the Council in using the land described in Schedule 2 (being part of the land described in Schedule 1) for

forestry purposes is hereby validated and declared to have been lawful.

- (2) The Council is hereby authorised to continue to use the land described in Schedule 2 for forestry purposes subject to and in accordance with Part 33 of the Local Government Act 1974.

**3 Application for reserve purposes of part of profit derived from leasing**

The Council shall apply, for the purposes set out in section 80 of the Reserves Act 1977, not less than 20% of the net profit derived in each financial year from the leasing of those parts of the land described in Schedule 1 not being used for forestry purposes under section 2.

**4 Application of balance of profit derived from leasing**

Any other enactment to the contrary notwithstanding, the Council is hereby authorised in each financial year to transfer the balance of the net profit derived from leasing left after the expenditure referred to in section 3 to the general revenues of the Council's district.

**5 Application of profit derived from forestry**

The Council is hereby authorised to apply all profits derived from forestry operations carried out under section 2 to the general revenues of its district.

**6 Repeal**

*Amendment(s) incorporated in the Act(s).*

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