

ANNEX 3 ► Land Status and Legal Descriptions

WAINUI BEACH RESERVE LAND and STATUS

The total area of Wainui Beach Reserve is 26,860m² + Legal Roads + DP 1307 (foredune)²⁷ and is described as:

Lot 3 DP 5647, Lot 2 DP 4122, Lot 4 DP 3324, Lot 6 DP 3091, Lot 13 DP 3028, Lot 14 DP 3028, Lot 12 DP 3028, Lot 3 DP 4900, Lot 29 DP 4358, Lot 2 DP 9644, Lot 9 DP 5414, Lot 5 DP 3273, Lot 3 DP 4654, Lot 3 DP 4655, Lot 16 DP 3216, Lot 14 DP 3216, DP 1307 and Legal Roads.

The Reserve is mostly classified as Local Purpose Reserve (esplanade) under the Reserves Act 1977 except for five sites. Three sites within the Reserve are Legal Road (end of Cooper Street, Lloyd George Road and Oneroa Roads). The other two sites are the boat ramp at the end of Pare Street (Local Purpose Reserve – road) and the accessway from Tuahine Crescent (Local Purpose Reserve – accessway). Current classification of the Pare Street, Lloyd George road-ends and Tuahine Crescent accessway are consistent with current use and appropriate for the Reserve. It is recommended Oneroa Road and Cooper Street legal roads stopped and classified as Local Purpose Reserve (esplanade) under the Reserves Act 1977.

Wainui Beach Reserve provides access and coastal protection to the residential community of Wainui. The southern part of Wainui, or ‘Old Wainui’, was mostly subdivided through a series of small subdivisions beginning as early as 1912²⁸. The parcels of land comprising Wainui Beach Reserve have various origins that are outlined below.

It recommends establishing areas of indigenous dune sand-binding species, developing dune barriers preventing public access (vehicles and people), and developing appropriate beach accessways suited to the erosion conditions at Wainui/Okitu.

Land Parcel No. (Access letter) ²⁹	Identifier	Legal Description	Area	Purpose	Status	Background
1	GS3C/1305	Lot 14 DP 3216	486m ²	Local Purpose Reserve (esplanade)	Classified 24/6/81 GN 140663.1	Seized in fee simple by the Chairman, Councillors Inhabitants of the County of Cook for Beach Reserve 14/02/1972
2 (A)	GSC4C/1048	Lot 16 DP 3216	367m ²	Local Purpose Reserve (accessway)	Classified 26/5/83 GN 149493.1	Seized in fee simple by the County of Cook for Esplanade Reserve 20/01/1982
3	GSC3/1303	Lot 3 DP 4655	1098m ²	Reserve for local purpose (esplanade)	Classified 24/6/81 GN 140663.1	Seized in fee simple by the Chairman, Councillors Inhabitants of the County of Cook for Esplanade Reserve 14/02/1972
4	GS3C/1302	Lot 3 DP 4654	756m ²	Reserve for local purpose (esplanade)	Classified 24/6/81 GN 140663.1	Seized in fee simple by the Chairman, Councillors Inhabitants of the County of Cook for Esplanade Reserve 14/02/1972

²⁷ Sites which do not have Certificates of Title have not been measured.

²⁸ GDC (May 2007) *Wainui/Okitu: Landscape and Planning Assessment* P.51

²⁹ The lettering and numbering refers to Maps used in the Management Plan. See Wainui Beach Reserve Land Parcels Map - Pg 9, W.D Lysnar Reserve Land Parcels Map - Pg 10, Wainui Beach Reserve Accessways Map - Pg 19, W.D Lysnar Reserve Accessways Map - Pg 20.

Land Parcel No. (Access letter) ²⁹	Identifier	Legal Description	Area	Purpose	Status	Background
5	GS3C/1304	Lot 5 DP 3273	167m2	Local Purpose Reserve (esplanade)	Classified 24/6/81 GN 140663.1	Seized in fee simple by the Chairman, Councillors Inhabitants of the County of Cook for Sand Reserve 14/02/1972
6 (B)	Lloyd George Road			Legal Road (Lloyd George road end)		Road Reserve currently managed as accessways to Wainui Beach as part off Wainui Beach Reserve
7	GS3D/15	Lot 3 DP 5647	129m2	Local Purpose Reserve (esplanade)	Subject to the Reserves and Domains Act 1953	Seized in fee simple by the Chairman, Councillors Inhabitants of the County of Cook as Esplanade Reserve 09/06/1972
8	GS3C/1311	Lot 2 DP 4122	71m2	Local Purpose Reserve (esplanade)	Classified 24/6/1981 GN 140665.1	Seized in fee simple by the Chairman, Councillors Inhabitants of the County of Cook as Sand Reserve 14/02/1972
9	GS3C/1316	Lot 4 DP 3324	126m2	Local Purpose Reserve (esplanade)	Classified 24/6/1981 GN 140665.1	Seized in fee simple by the Chairman, Councillors Inhabitants of the County of Cook as Sand Reserve 14/02/1972
10 (C)	GS5B/1426	Lot 9 DP 5414	2301m2	Local Purpose Reserve (esplanade)	Subject to the Reserves Act 1977	Seized in fee simple by the Gisborne District Council for Local Purpose (esplanade) Reserve 13/02/1971
11	GSC3/1312	Lot 29 DP 4358	1973m2	Local Purpose Reserve (esplanade)	Classified 24/6/1981 GN 140665.1	Seized in fee simple by the Chairman, Councillors Inhabitants of the County of Cook as Esplanade Reserve 14/02/1972
12	GS6C/1201	Lot 2 DP 9644	82m2	Local Purpose Reserve (esplanade)	Subject to the Reserves Act 1977	Seized in fee simple by the Gisborne District Council for Local Purpose (esplanade) Reserve 24/01/2000
13	GSC3/1315	Lot 3 DP 4900	1720m2	Local Purpose Reserve (esplanade)	Classified 24/6/1981 GN 140665.1	Seized in fee simple by the Chairman, Councillors Inhabitants of the County of Cook for Esplanade Reserve 14/02/72
14 (D)	GS3C/1308	Lot 12 DP 3028	1029m2	Local Purpose Reserve (esplanade)	Classified 11/8/82 GN 146113.3	Seized in fee simple by the Chairman, Councillors Inhabitants of the County of Cook as Recreation Reserve 14/02/1972
15	GSC3C/1397	Lot 14 DP 3028	101m2	Local Purpose Reserve (road)	Classified 24/6/1981 GN 140661.1	Seized in fee simple by the Chairman, Councillors Inhabitants of the County of Cook as Roadway Reserve 24/03/1972
16	GSC3C/1309	Lot 13 DP 3028	860m2	Local Purpose Reserve (esplanade)	Classified 24/6/1981 GN 140665.1	Seized in fee simple by the Chairman, Councillors Inhabitants of the County of Cook as Sand Reserve 14/02/1972
17 (E)	Cooper St			Legal Road (Cooper Street road end)		Road Reserve currently managed as accessways to Wainui Beach as part off Wainui Beach Reserve
18	GSC3C/1307	Lot 6 DP 3091	354m2	Local Purpose Reserve (esplanade)	Classified 24/6/1981 GN 140665.1	Seized in fee simple by the Chairman, Councillors Inhabitants of the County of Cook as Sand Reserve 14/02/1972
19 (F)	Oneroa Road			Legal Road		Road Reserve currently managed as accessways to Wainui Beach as

Land Parcel No. (Access letter) ²⁹	Identifier	Legal Description	Area	Purpose	Status	Background
				(Oneroa Road end)		part off Wainui Beach Reserve
20		DP 1307		Local Purpose Reserve (esplanade)	Classified in 1981, p.495 of the Gazette	This land is foredune (in front of residential houses) north of Stockroute (Oneroa Road) to Hamanatua Stream. The land is currently managed by Department of Conservation. Council seeking to have this land vested in Council as part of Wainui Beach Reserve.
21 (G)	GS5C/78	Lot 14 DP 3285	2023 m2	Reserve for Recreation Purposes	Classified as recreation reserve for recreation purposes, subject to the provisions of the Reserves Act 1977 by NZ Gazette, 14 June 1979, No. 50, pg.1819.	Added to W. D Lysnar Domain by NZ Gazette 1961 p.365
22 (H)	GS6D/16	Lot 22 DP 3470	1770 m2	Recreation Reserve	Classified as recreation reserve for recreation purposes, subject to the provisions of the Reserves Act 1977 by NZ Gazette, 14 June 1979, No. 50, pg.1819.	Added to W. D Lysnar Domain by NZ Gazette 1961 p.365
23 (H)	GS5C/376	Section 6 Block VIII Turanganui Survey District	1467 m2	Recreation Reserve	Classified as recreation reserve for recreation purposes, subject to the provisions of the Reserves Act 1977 by NZ Gazette, 14 June 1979, No. 50, pg.1819.	
24 (H)	GS5C/182	Lot 20 DP 1307	1896 m2	Recreation Reserve	Classified as recreation reserve for recreation purposes, subject to the provisions of the Reserves Act 1977 by NZ Gazette, 14 June 1979, No. 50, pg.1819.	Shown as a Reserve for Public Band Rotunda on original plan of subdivision.
25 (I)	GS6D/16	Lot 21 DP 3470	2023m2	Recreation Reserve	Classified as recreation reserve for recreation purposes, subject to the provisions of the Reserves Act 1977 by NZ Gazette, 14 June 1979, No. 50, pg.1819.	This site is separated from the information below as the sites provide difference access points.
26 (J)	GS6D/16	Lot 20 DP 3470	3237m	Recreation Reserve	Classified as recreation reserve for recreation purposes, subject to the provisions of the Reserves Act 1977 by NZ Gazette, 14 June 1979, No. 50, pg.1819.	
27	GS6D/16	Sec 2 SO 8661	2824m2	Recreation	Classified as recreation reserve for	Sec 2 SO8661 has an encumbrance to the Crown

Land Parcel No. (Access letter) ²⁹	Identifier	Legal Description	Area	Purpose	Status	Background
				Reserve	recreation purposes, subject to the provisions of the Reserves Act 1977 by NZ Gazette, 14 June 1979, No. 50, pg.1819.	20.07.2000 at 9:00am.

W. D. LYSNAR RESERVE LAND and STATUS

The total area of W. D. Lysnar Reserve is 342,332 m² and is described as:

Part Lot 2 DP 725, Lot 1 DP 2702, Lot 1 DP 3708 and Sections 1-6 Block VIII Turanganui Survey District.

The entire Reserve is classified as Recreation Reserve under the Reserves Act 1977. The parcels of land have various origins that are outlined below.

Land Parcel No. (Access letter) ³⁰	Identifier	Legal Description	Area	Status	Background
28	GS5C/377	Sec 5 Blk VIII Turanganui Survey District SO 6114	6,978 m ²	Classified as recreation reserve for recreation purposes, subject to the provisions of the Reserves Act 1977 by NZ Gazette, 14 June 1979, No. 50, pg.1819.	
29 (K,L,M,N,O)	GS5CA/843	Lot 1 DP 2702	89,030 m ²	Classified as recreation reserve for recreation purposes, subject to the provisions of the Reserves Act 1977 by NZ Gazette, 14 June 1979, No. 50, pg.1819.	William Douglas Lysnar gifted this area to the GDC in trust for the purpose of public recreation reserve in 1921. When other areas at Wainui were acquired by the Department of Lands and Survey for reserve some years later, agreement was reached with the donor's family (Miss W. F. Lysnar) and the GDC to have this area reserved and administered by one Domain Board. Building permit issued under section 64LA(2) Local Government Act 1974 – 1.9.1987 at 2.45pm.
30	GS5C/454	Sections 1 Block VIII Turanganui Survey District SO 4761	Section 1-4 make a combined total of 64,975 m ²	Classified as recreation reserve for recreation purposes, subject to the provisions of the Reserves Act 1977 by NZ Gazette, 14 June 1979, No. 50, pg.1819.	This area was purchased in 1952 under Section 40 of the Land Act 1948 from Winifred Frances Lysnar for a price of \$12,000. The intention at the time was that Section 2 be leased under the Land Act for the purpose of establishing a tearooms venture, with the balance being reserved under the Reserves and Domains Act 1953 and constituted as W. D. Lysnar Domain. The tearooms proposal fell through for want of financing and the whole area was reserved for recreation purposes in 1958.
31 (P)	GS5C/454	Sections 2 Block VIII Turanganui Survey District SO 4761	Section 1-4 make a combined total of 64,975 m ²	Classified as recreation reserve for recreation purposes, subject to the provisions of the Reserves Act 1977 by NZ Gazette, 14 June 1979, No. 50, pg.1819.	(see background above)
32 (P)	GS5C/454	Sections 4 Block VIII Turanganui Survey District SO 4761	Section 1-4 make a combined total of 64,975 m ²	Classified as recreation reserve for recreation purposes, subject to the provisions of the Reserves Act 1977 by NZ Gazette, 14 June 1979, No. 50, pg.1819.	(see background above)
33 (Q,R,S,T)	GS5C/454	Sections 3 Block VIII Turanganui Survey District	Section 1-4 make a combined	Classified as recreation reserve for recreation purposes, subject to the	(see background above)

³⁰ The lettering and numbering refers to Maps used in the management Plan. See Wainui Beach Reserve Land Parcels Map – pg 9, W.D. Lysnar Reserve Land Parcels Map – pg 10, Wainui Beach Reserve Accessways Map – Pg 19, W.D. Lysnar Reserve Accessways Map – Pg 20.

Land Parcel No. (Access letter) ³⁰	Identifier	Legal Description	Area	Status	Background
		SO 4761	total of 64,975 m2	provisions of the Reserves Act 1977 by NZ Gazette, 14 June 1979, No. 50, pg.1819.	
34	GS96/73	Lot 1 DP 3708	4,588 m2	NZ Gazette, 3 June, No.58, p.1761 declared to be a reserve for recreation purposes within the meaning of the Reserves Act 1977. NZ Gazette Notice 146220.1 declaring the within land as reserve for recreation purposes – 20.08.1982 at 1.37pm.	The Cook County Council purchased this land from Winifred Lysnar for 56 pounds, 13 shillings and 9 pence, on the 20 December 1946 for the purpose of paddocking traveling stock.
35 (U)	GS5C/180	Part Lot 2 DP 725	176,761 m2	Classified as recreation reserve for recreation purposes, subject to the provisions of the Reserves Act 1977 by NZ Gazette, 14 June 1979, No. 50, pg.1819.	Winifred Lysnar purchased this site in 1921. It was later purchased by the Cook County Council at a price of \$15,000, being financed by way of public donations and contributions from the GDC, Cook County Council and the Department of Lands and Survey. A condition of the sale was that the area be added to the W. D. Lysnar Domain.