

Crown Pastoral Land Review of Other Crown Land

**Lease name :
MT IDA SYNDICATE**

Due diligence report (including status report) - Attachment 2

This report and attachments results from a pre tenure review assessment of the pastoral lease for the purpose of confirming land available for tenure review and any issues, rights or obligations attaching to it. The information is gathered from files and other sources available to the LINZ contractor.

Part of the information relates to research on the status of the land, resulting in a status report that is signed off by a LINZ approving officer. The remainder of the information is not analysed for relevancy or possible action until required, and LINZ does not guarantee its accuracy or completeness as presented.

The report attached is released under the Official Information Act 1982.

June 04

ATTACHMENT 2:

Correspondence re long term lease issue.

- Folio 315 Minister Lands to Syndicate.
- Folio 330 Syndicate to Minister of Lands.
- Folio 323 Syndicate to Commissioner of Crown Lands.
- Folio 324 Minister Lands to Syndicate.
- Folio 330 Director General to Commissioner of Crown Lands.
- Folio 346 Commissioner of Crown Lands to Syndicate.
- Folio 348 Director General to Commissioner of Crown Lands.
- Folio 363 Commissioner of Crown Lands to Syndicate.

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Mr A.D.J. Hore,
 Secretary,
 Mt. Ida Syndicate,
 Kyebrum,
 OTAGO CENTRAL.

20 JUN 1963

Dear Mr Hore,

You will recall that when members of your Syndicate met me recently to discuss the renewal of the Syndicate's tenancy over Run 362B etc., I undertook to recommend to the Land Settlement Board that subject to there being no further deterioration in the condition of the land a further tenancy be granted to the Syndicate on the expiry of the proposed 5 year license.

I am now able to inform you that the Land Settlement Board at its recent meeting approved the grant of a pastoral occupation licence to the Syndicate for a term of 5 years from 1 July 1963 at an annual rental of £70. The Board also approved the grant of a further tenancy for 5 years on the expiration of the proposed new licence if there is no further deterioration in the condition of the land and there is an improvement in the native cover on the area.

The Commissioner of Crown Lands, Dunedin will advise you of the conditions attaching to the Board's offer in relation to stock limitation etc.

Yours faithfully,

(sgd.) R. G. GERARD

Minister of Lands.

H.O. 8/9/203

D.O. 0.21

The Commissioner of Crown Lands

Handwritten initials or mark.

Part folio 330

Minister's Office
29 July 1963

Kyeburn.
Otago Central,
8th. July 1963.

Minister of Lands,
Hon. R.G.Gerard,
WELLINGTON.

Dear Sir,

In your letter dated June 20th. 1963 you stated that the Land Settlement Board has granted to the Mount Ida Syndicate Run 362B a pastoral occupation Licence for five years from July 1st. 1963 and a further tenancy for five years on the expiration of this Licence if no deterioration had occurred in the condition of the land and there was an improvement of the native cover on the area.

The Members of our Syndicate while accepting the first five year term wish to remind you of our recent meeting with you at Rakaia when you promised a long term Lease at the end of this period. We understood this to be a thirty three year term and would be obliged if you could clarify this point.

Yours faithfully,

A.D.C. Here

(A.D.C. Here)

Secretary.

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| LANDS & SURVEY |
| 19 JUL 1963 |
| DUNEDIN |
| DEPARTMENT |

Kyeburn,
Stage Central.
17th. July 1963.

Mr. C.K.Eville.
Commissioner Crown Lands,
DUNEDIN.

Dear Sir,

Further to my letter dated July 8th. 1963 I wish to advise that a meeting of Syndicate members was held on July 16th. I have been instructed to draw your attention to the terms of lease as mentioned in paragraph 4 whereby you state that the present term will be followed by another of 5 years. We wish to point out that we have been assured by the Minister of Lands of a Long Term Lease provided there has been no deterioration of the land in the five years expiring 1968. If you would arrange to have paragraph 4 of the terms of lease altered accordingly we will forward the licence fee of £5.

Yours faithfully,

ed McNeil

(A.D.C. Here)
Secretary.

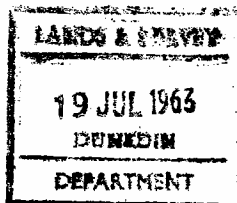
Handwritten signature
LEASES SECTION

see file 315

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324



11 July 1963.

Dear Mr Hore,

I have received your note in which you acknowledge my advice that the Land Settlement Board is prepared to grant the Mount Ida Syndicate Run 362B a pastoral occupation licence for five years from 1 July 1963 and a further tenancy for five years on the expiration of this licence if no deterioration has taken place.

I confirm that when your representatives met me at Rakaiia, a meeting at which Mr C. Cran was also present, I did say that a longer term lease would be considered if no deterioration took place within the next five years. I am prepared to stand by this undertaking but the granting of such a lease will of course depend on the condition of the land at the end of the first five years.

Yours faithfully,

Minister of Lands.

Mr A.D.C. Hore,
 Secretary,
 Mount Ida Syndicate,
 Kyeburn,
 OTAGO CENTRAL.

The Director-General of Lands.

Referred. Please note.

R. G. GARDNER

11.7.63

H.O. 8/9/203
 D.O. 0.21
 The Commissioner of Crown Lands,
 DUNEDIN

For your information.

Ch...
refers

10/11/63

330

L & S.-F. 14B BL

DEPARTMENT OF LANDS AND SURVEY

OUR FILE: 8/9/203 8/9/201

YOUR FILE: 021 022

From H.O.

Date: 3 September 1963

To C.C.L. DUNEDIN

Ref.: ~~Q~~Yours of 26 August 1963

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|----------------|
| LANDS & SURVEY |
| 4 SEP 1963 |
| DUNEDIN |
| DEPARTMENT |

SUBJECT: MT IDA AND SOLDIERS SYNDICATES

The new licences are not to contain any clause providing for a right of renewal. The assurances which the Minister of Lands has given the licencees in this regard are sufficient. The assurance which the Minister gave to the Mount Ida Syndicate on 11 July can be regarded as amending the Board's decision in so far as they are promised a longer term than five years for any renewal whereas previously they had been told they would, in certain circumstances, get a renewal for 5 years. It would still be necessary that there be no deterioration in the condition of the land and also that there be an improvement in the native cover on the area.

R.J. MacLachlan
Director-General

per *[Signature]*

[Handwritten signature]
revised.

041

Action Sheet Prepared and Circulated
[Signature]
 16/9/63

EX 21105

To note. Release appropriate action sheet for Soldiers Syndicate. Write to Mt Ida Syndicate again - request licence fee. Check for encase it hasn't been paid.

[Signature]
6/9/63

Titles have been instructed not to be out for execution until licence fee paid
[Signature]
 24/9/63

24.6

0.43

0.00.00

RECEIVED
24 DECEMBER 1966

0.4

TO THE
ATTORNEY GENERAL
OTTAWA

FROM THE
DEPARTMENT OF LANDS AND SURVEY

RE: [REDACTED]

[REDACTED]

[REDACTED]

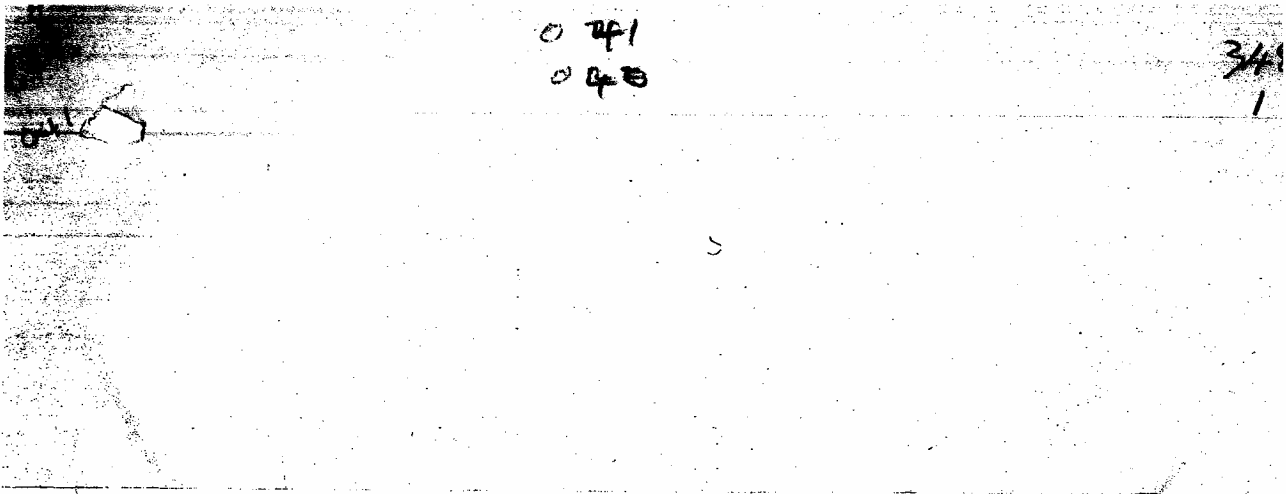
Yours faithfully,

[Signature]
[REDACTED]

LANDS & SURVEY
DUNEDIN
24 DEC 1966
DISPATCHED
DEPARTMENT

- Mr. [Signature]

etc.



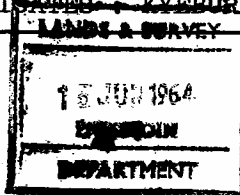
L. & S.—F. 14A

DEPARTMENT OF LANDS AND SURVEY

HB OUR FILE: 8/9/203 YOUR FILE: 0.21, 0.22
 From Head Office Date: 8 June 1964
 To Commissioner of Crown Lands, DUNEDIN
 Ref.: Ours/Yours of

30,000/11/63—79304 W

SUBJECT: MT. IDA AND SOLDIERS SYNDICATED ~~MT. IDA~~ KILBURN RUNS.



You will recall that in July last year Mr Hore raised the question of the length of the term to be granted on renewal of the present 5 year tenure.

I enclose copies of recent Ministerial correspondence. Will you please proceed in accordance with the Minister's direction of 4 June.

Encl:

CAK
2/1/64
re Hore

R.J. MacLachlan.
Director-General.

Per: *[Signature]*

348.
2

4 June 1964

The Director-General of Lands

KYEBURN RUNS

VP
This is to confirm our discussions regarding the extension of licences over Mt Ida and the Soldier Syndicates. When the present 5 year licence expires the lessees should be offered a 10 year licence if they have complied with the conditions originally set down and there has been no increased erosion.

I definitely gave an undertaking to Mr W.J. Ina that after the initial licence they would get a longer term than 5 years. There can be no question of a permanent right of renewal at present.

R. G. GERARD

Minister of Lands.

348
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13 April 1964.

The Director-General of Lands.

Mr W.J. Inder spoke to me last week concerning the Kyeburn Runs. You will recall last year I gave an undertaking that if at the end of five years there was no marked degeneration in the runs a long-term lease would be considered. I thought I was explicit on this point.

What is worrying Mr Inder is that the formal advice received states that a longer term lease would be considered.

Could you please advise me why the variation was made in the decision agreed upon.

R. G. GERARD

Minister of Lands.

Because this was the wording used by the Minister himself when he wrote to the Secretary on 11/7/63. See fol. 324.

TELEGRAPHIC ADDRESS: 'LANDS'

363

DISTRICT OFFICE,
P.O. BOX 896,
DUNDIN.

10 November 1966

J. Inder,
Channel Road,

Sir,

NEW 1608 AND PART NEW 1607, MR. MUSTER S.D.
- MR. IDA SYNDICATE -

It has been brought to my attention, following a recent discussion between Mr W. J. Inder and the Minister of Lands, that there may still be some doubt in the minds of Syndicate members as to the renewal provisions under the current Pastoral Occupation Licence. I have been asked to write to you with the object of clarifying the position.

Although the licence documents make no specific reference to the question of a further term on expiry of the present term in June 1968, I did advise Secretary of the Syndicate in writing on 24 December 1965 that assurances given earlier by the Minister of Lands would be honoured. The Minister had of course indicated that provided there was no deterioration in the condition of the land and an improvement in the native cover the Syndicate could expect on expiry to be granted a longer term lease.

What may not have been made clear to the Syndicate, the Minister's subsequent advice that provided the condition of the land and native cover is satisfactory on expiry of the present licence a further 10 year licence will be made available. If in fact the Syndicate has not been advised direct by the Minister of this fact will you please note the position. I would stress that the grant of a 10 year licence on expiry of the present term is by no means automatic and will vary definitely depend on the condition of the land and cover at the time. A full inspection will be carried out near expiry date and a report submitted for consideration by the Land Settlement Board and, if necessary, the Minister.

The Minister, in agreeing conditionally that a 10 year licence could be granted, did indicate that at this stage there can be no question of a lease with perpetual rights of renewal.

As the contents of this letter will be of particular interest to all members of the Syndicate I am forwarding a copy to the Secretary, Mr A.D.G. Hare.

Yours faithfully,

G. K. Eville
Commissioner of Crown Lands.

- To all
COPIES

- Ask PRO for advice on 7th when
1966 last inspection carried out. Also