

CROWN PASTORAL LAND ACT 1998

CLOUDY PEAK TENURE REVIEW

NOTICE OF PRELIMINARY PROPOSAL

Notice is given under Section 43 of the Crown Pastoral Land Act 1998 by the Commissioner of Crown Lands that he has put a Preliminary Proposal for tenure review to Cloudy Peak Limited as lessee of the Cloudy Peak Pastoral Lease.

Legal Description of land concerned:

Pastoral Lease land:

Run 238O and Run 238P situated in Cluden, Lauder, Tarras and Wakefield Survey Districts, Sections 28, 29, 30, 32, 33 and Crown Land (Water Race) adjoining Section 32 situated in Block XVI Tarras Survey District comprising 4255.6362 ha.

General description of proposal:

1. An area of approximately 1780 hectares to be restored to Crown control as a conservation area pursuant to Section 35(2)(b)(i) Crown Pastoral Land Act 1998 subject to qualified designations.

Qualified Designation:

- 1.1 The proposed conservation area is a qualified designation being subject to an easement concession for farm management purposes in favour of the holder of the proposed freehold land pursuant to Section 36(1)(a) Crown Pastoral Land Act 1998.
 - 1.2 The proposed conservation area is a qualified designation being subject to an easement concession for water conveyance purposes in favour of the holder of the proposed freehold land pursuant to Section 36(1)(a) Crown Pastoral Land Act 1998.
 - 1.3 The proposed conservation area is a qualified designation being subject to a grazing concession in favour of the holder of the proposed freehold land pursuant to Section 36(1)(a) Crown Pastoral Land Act 1998.
2. An area of approximately 2476 hectares to be disposed to Cloudy Peak Limited pursuant to Section 35(3) Crown Pastoral Land Act 1998 subject to a protective mechanisms and a qualified designation.

Protective Mechanism:

- 2.1 The proposed freehold is subject to a protective mechanism being conservation covenant pursuant to Sections 40(1)(b) and 40(2)(a) Crown Pastoral Land Act.

Qualified Designation:

- 2.2 The proposed freehold is subject to a qualified designation being an easement in gross under Section 30(3)(b) Crown Pastoral Land Act for public access on foot, mountain bike or horse.
- 2.2 The proposed freehold is a qualified designation under Section 36(3)(c) Crown Pastoral Land Act being subject to the continuation in force of a deed of easement in favour of Lindis Irrigation Limited granting it the right to convey water (with incidental rights) over the proposed freehold.

Further information including a copy of the designations plan plus draft concessions, easement, and covenant documents is available on request from the LINZ contractor at the following address:

The Manager
DTZ New Zealand Limited
Land Resources Division
P O Box 27
ALEXANDRA

Phone (03) 448 - 6935
Fax (03) 448 - 9099
Email: alexandra@dtz.co.nz

Submissions:

Any person or organisation may send a written submission on the above proposal to the Commissioner of Crown Lands, C/- DTZ New Zealand Limited at the above address.

All submissions are being collected and held by LINZ either directly or through its agents or contractors.

Submitters should note that all written submissions may be made available, in full, by LINZ to its employees, agents and contractors, the Department of Conservation and the public generally.

Closing date of submissions:

Written submissions must be received no later than 18 August 2008.