

CROWN PASTORAL LAND ACT 1998

CLUDEN 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 Hugh James Ross and Philip Blair Pedofsky as to a 5/8 share, and to Hugh James Ross and Philip Blair Pedofsky as to a 3/8 share as Executors, as lessee of the Cluden Pastoral Lease.

Legal Description of land concerned:

Pastoral Lease land:

Part Run 236M and Run 237F, situated in Cluden and St Bathans Survey Districts and Sections 1,2,3 & 4, SO 20010 comprising 12390.6352ha.

General description of proposal:

1. An area of approximately 300ha to be restored to full Crown ownership and control as a conservation area under Section 35(2)(a)(i) CPL Act.
2. An area of approximately 8ha to be restored to full Crown ownership and control as an historic reserve under Section 35(2)(a)(ii) CPL Act.
3. An area of approximately 2080ha to be restored to Crown control as a conservation area under Section 35(2)(b)(i) CPL Act subject to a qualified designation.

3.1 Qualified Designation:

Concession Easement under Section 36(1)(a) CPL Act for farm management purposes over existing vehicle tracks shown as "h-i-k", "i-j", "o-p", "s-r-t", "u-t-v", and "w-x" on the proposed designations plan.

4. An area of approximately 10,000ha to be disposed of by freehold disposal to Hugh James Ross and Philip Blair Pedofsky as to a 5/8 share, and to Hugh James Ross and Philip Blair Pedofsky as to a 3/8 share as Executors under Section 35(3) CPL Act subject to a protective mechanism and qualified designations.

4.1 Protective Mechanism:

Conservation covenant under Sections 40(2)(a), 40(2)(b) and 41(b) CPL Act over approximately 306ha shown as CC1, CC2, CC3, CC4, CC5 and CC6 on the proposed designations plan.

4.2 Qualified Designations:

a) An easement in gross under Section 36(3)(b) CPL Act for public vehicle, foot, horse and non motorised vehicle access and access for management purposes over an existing vehicle track on the property shown as "a-b-s" on the proposed designations plan.

b) An easement in gross under Section 36(3)(b) CPL Act for public foot, horse and non motorised vehicle access and access for management purposes over existing vehicle tracks within the property shown as "b-c-d-e-f-g", "c-q", "g-h", "f-l" and "e-m-n" on the proposed designations plan.

c) An easement in gross under Section 36(3)(b) CPL Act for management purposes over existing vehicle tracks within the property shown as "m-o" on the proposed designations plan.

d) Continuation in force of an irrigation agreement with Her Majesty the Queen, a Land Improvement Agreement pursuant to the Soil Conservation and Rivers Control Act 1941 and an easement in favour of the Lindis Irrigation Limited.

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
P O Box 27
ALEXANDRA

Phone (03) 440 - 0179
Fax (03) 448 - 9099
Email: alexandra@dtz.co.nz

Inspections:

Any person wishing to inspect the lease should contact the LINZ contractor at the above address in the first instance.

Submissions:

Any person or organisation may send a written submission on the above proposal to the Commissioner of Crown Lands, C/- DTZ 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 31 March 2009.