

*Authorizing the Laying-off of Streets in the Borough of Napier of Widths less than 66 ft., but not less than 50 ft. and 60 ft., respectively, subject to a Condition as to the Building-line.*

GALWAY, Governor-General.

By his Deputy,

MICHAEL MYERS.

ORDER IN COUNCIL.

At the Government House at Wellington, this 2nd day of August, 1939.

Present :

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL.

IN pursuance and exercise of the powers vested in him by the Public Works Act, 1928, and the Municipal Corporations Act, 1933, and of all other powers in anywise enabling him in this behalf, His Excellency the Governor-General of the Dominion of New Zealand, acting by and with the advice and consent of the Executive Council of the said Dominion, doth hereby authorize the Napier Borough Council to permit the laying-off of the proposed streets described in the First Schedule hereto of widths less than sixty-six feet, but not less than fifty feet, and the proposed street described in the Second Schedule hereto of a width less than sixty-six feet, but not less than sixty feet, subject to the condition that no building or part of a building shall at any time be erected on the land fronting the said streets within a distance of twenty-five feet from the boundaries of such streets; provided, however, that this condition shall not apply to the land marked "Service Lane" and "Commercial District" and bordered red on the plan marked P.W.D. 102803 mentioned in the Schedules hereto.

FIRST SCHEDULE.

FIRST, those proposed streets in the Hawke's Bay Land District, Borough of Napier, containing by admeasurement 1 acre 3 roods 19.5 perches, more or less, and being portion of Lot 168, L.T.P. 6598, being part Te Whare-o-Maraenui Block, and part Section 10B, Block IV, Heretaunga Survey District; coloured red.

Secondly, that proposed street in the said land district and borough, containing by admeasurement 2 roods 12.3 perches, more or less, and being portion of Lot 169, L.T.P. 6598, being part Te Whare-o-Maraenui Block; coloured yellow.

As the same are delineated on the plan marked P.W.D. 102803, deposited in the office of the Minister of Public Works at Wellington, and thereon coloured as above mentioned.

SECOND SCHEDULE.

THAT proposed street in the Hawke's Bay Land District, Borough of Napier, containing by admeasurement 4 acres 10.4 perches, more or less, and being part Lot 169 and Lots 171, 206, 208, and 232, L.T.P. 6598, being part Te Whare-o-Maraenui Block and part Ahuriri Lagoon Reserve. As the same is delineated on the plan marked P.W.D. 102803, deposited in the office of the Minister of Public Works at Wellington, and thereon coloured blue and red.

C. A. JEFFERY,

Clerk of the Executive Council.

(P.W. 51/2372.)

*Closing Kioreroa Public Cemetery.*

GALWAY, Governor-General.

By his Deputy,

MICHAEL MYERS.

ORDER IN COUNCIL.

At the Government House at Wellington, this 26th day of July, 1939.

Present :

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL.

WHEREAS it appears to the Governor-General that burials in the Kioreroa Public Cemetery, Whangarei, which said cemetery is described in the Schedule hereto, should be wholly discontinued :

And whereas a sufficient cemetery not within the limits of any borough or town district has been provided and has been prepared for the interment of the dead, as required by the Cemeteries Act, 1908 :

Now, therefore, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council of the Dominion of New Zealand, and in pursuance of the powers and authorities vested in him by the said Cemeteries Act, 1908, doth hereby order and direct that, from and after the first day of September, one thousand nine hundred and forty-four, the Kioreroa Public Cemetery, Whangarei, described in the Schedule hereto, shall be closed and burials therein discontinued :

And further, that the said cemetery shall, from and after the said first day of September, one thousand nine hundred and forty-four, be vested in the Whangarei Borough Council under the provisions and for the purposes of section seventy-eight of the said Cemeteries Act, 1908.

SCHEDULE.

KIOREROA PUBLIC CEMETERY.

ALL that area in the Whangarei County containing by admeasurement 6 acres 3 roods 36 perches, more or less, being Section 1, Block XVI, Purua Survey District. As the same is more particularly delineated on the plan marked L. and S. 58801, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red. (North Auckland plan S.O. 24823.)

C. A. JEFFERY,

Clerk of the Executive Council.

(H.C. 39/17.)

*Consenting to the raising of Portion (£65,800) of a Loan of £88,000 by the Nelson City Council and prescribing the Conditions thereof.*

GALWAY, Governor-General.

By his Deputy,

MICHAEL MYERS.

ORDER IN COUNCIL.

At the Government House at Wellington, this 26th day of July, 1939.

Present :

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL.

WHEREAS by Order in Council made on the tenth day of June, one thousand nine hundred and thirty-seven, and subject to the determinations as to borrowing and repayment therein set out, consent was given to the raising by the Nelson City Council (hereinafter called "the said local authority") of the sum of eighty-eight thousand pounds (£88,000) by a loan to be known as "Water-supply Loan, 1937" (hereinafter called "the said loan") :

And whereas the authority conferred by the said Order in Council has not been fully exercised :

And whereas the authority has lapsed in accordance with the provisions of clause seven thereof and it is not now lawful or competent for the said local authority to raise any portion of the said loan except in accordance with the provisions of a further Order in Council that may be issued pursuant to section eleven of the Local Government Loans Board Act, 1926 (hereinafter called "the said Act") :

And whereas it is expedient to authorize the said local authority to borrow on the conditions hereinafter mentioned the sum of sixty-five thousand eight hundred pounds (£65,800) (hereinafter called "the said sum") being portion of the said loan :

Now, therefore, His Excellency the Governor-General of the Dominion of New Zealand, acting by and with the advice and consent of the Executive Council of the said Dominion, and in pursuance and exercise of the powers and authorities conferred on him by section eleven of the said Act, as set out in section twenty-nine of the Finance Act, 1932 (No. 2), and of all other powers and authorities enabling him in this behalf, doth hereby consent to the raising in New Zealand by the said local authority of the said sum up to the amount of sixty-five thousand eight hundred pounds (£65,800) and in giving such consent doth hereby determine as follows:—

(1) The rate of interest that may be paid in respect of the said sum or any part thereof shall be such as shall not produce to the lender or lenders a rate exceeding three pounds ten shillings (£3 10s.) per centum per annum.