

*Domain Board appointed to have Control of the Kororareka Domain.*

GALWAY, Governor-General.

ORDER IN COUNCIL.

At the Government Buildings at Wellington, this 17th day of January, 1940.

Present :

THE HON. W. NASH PRESIDING IN COUNCIL.

IN pursuance and exercise of the powers conferred by section forty-five of the Public Reserves, Domains, and National Parks Act, 1928, 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 appoint

The Russell Town Board

to be the Kororareka Domain Board, having control of the land described in the Schedule hereto; and doth hereby appoint Monday, the twelfth day of February, one thousand nine hundred and forty, at eight p.m., as the time when, and the Town Board Chambers, Russell, as the place where, the first meeting of the Board shall be held.

SCHEDULE.

KORORAREKA DOMAIN.—NORTH AUCKLAND LAND DISTRICT.

ALLOTMENT 12, Section 1, Town of Russell, Allotments 15 and 16, Section 9, Town of Russell, and Section 5, Block I, Russell Survey District: Area, 7 acres 2 roods 39 perches, more or less.

Also all that area containing by admeasurement 2 roods 25 perches, more or less, being part Allotment 8, Section 7, and part Lot 1 on D.P. 16200, being portion Allotment 1A, Section 7, Town of Russell, bounded: Towards the north by Wellington Street; towards the east by Allotments 9, 10, and 11, Section 7, Town of Russell, for a distance of 332.8 links; towards the south by part Allotment 8 and part Lot 1 on D.P. 16200 aforesaid, following a right line bearing 256° 21', 184.69 links to Church Street, and towards the west by Church Street; be all the aforesaid measurements more or less.

As the same is more particularly delineated on the plan marked L. and S. 1/327A, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red. (S.O. 5602, 26335.)

Also Lots 40, 50, 62, and 65 on deposited plan 16246, Auckland Registry: Area, 4 acres 3 roods 18.7 perches, more or less.

C. A. JEFFERY,  
Clerk of the Executive Council.

(L. and S. 1/327.)

*Consenting to the Assignment to Thomas Alexander Heath, of Taupo, Hotelkeeper, by Harold Leslie Newdick, formerly of Taupo, Hotelkeeper, of his Rights, Powers, and Privileges under an Order in Council dated the 20th November, 1925.*

GALWAY, Governor-General.

ORDER IN COUNCIL.

At the Government Buildings at Wellington, this 20th day of December, 1939.

Present :

THE HON. W. NASH PRESIDING IN COUNCIL.

IN pursuance and exercise of the powers vested in him by the Public Works Act, 1928, and of every other power in anywise enabling him in that 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 consent to the assignment to Thomas Alexander Heath, of Taupo, Hotelkeeper, by Harold Leslie Newdick, formerly of Taupo, Hotelkeeper, of his rights, powers, and privileges under an Order in Council dated the twentieth day of November, one thousand nine hundred and twenty-five, and published in the *New Zealand Gazette* No. 82 of the twenty-sixth day of the same month at page 3276, authorizing Samuel Charlton, Hotelkeeper, to use water from the Otumaheke Stream for the purpose of generating electricity, and to erect electric lines, which rights, powers, and privileges were previously assigned by the said Samuel Charlton to the said Harold Leslie Newdick.

C. A. JEFFERY,  
Clerk of the Executive Council.

(P.W. 26/1321.)

*Licensing William Kent to use and occupy a Part of the Foreshore and Land below Low-water Mark in Whangaroa Harbour, as a Site for a Wharf, Hall, and Storeroom.*

GALWAY, Governor-General.

ORDER IN COUNCIL.

At the Government Buildings at Wellington, this 17th day of January, 1940.

Present :

THE HON. W. NASH PRESIDING IN COUNCIL.

PURSUANT to the Harbours Act, 1923, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, doth hereby license and permit William Kent (hereinafter called "the licensee," which term shall include his executors, administrators, or assigns unless the context requires a different construction), to use and occupy a part of the foreshore and land below low-water mark in Whangaroa Harbour, as shown on plan marked M.D. 2294 (and marked thereon as site No. 16), approved on the twenty-eighth day of October, one thousand eight hundred and ninety-nine, and deposited in the office of the Marine Department at Wellington, for the purpose of maintaining thereon a wharf, hall, and storeroom (hereinafter referred to as the "said structures") as shown on the said plan, such license to be held and enjoyed by the licensee upon and subject to the terms and conditions set forth in the Schedule hereto.

SCHEDULE.

1. In these conditions the terms—

"Foreshore" means such parts of the bed, shore, or banks of a tidal water as are covered and uncovered by the flow and ebb of the tide at ordinary spring tides :

"Low-water mark" means low-water mark at ordinary spring tides :

"Minister" means the Minister of Marine as defined by the Shipping and Seamen Act, 1908, and includes any officer, person, or authority acting by or under the direction of such Minister.

2. The concessions and privileges conferred by this Order in Council shall extend and apply only to the part of the foreshore and land below low-water mark adjacent thereto necessary for the maintenance of the said structures at the site shown on the plan marked M.D. 2294.

3. In consideration of the concessions and privileges granted by this Order in Council, the licensee shall pay to the Minister the sum of £1 and thereafter an annual sum of £1 10s. in advance, payable on the 1st day of April in each year, the proportionate part of such rental in respect of the period from the 1st day of January, 1940, until the 31st day of March following to be paid on the licensee being supplied with a copy of this Order in Council.

4. His Majesty or the Governor-General, and all persons in the Government service acting in the execution of their duties, shall at all times have free ingress, passage, and egress into, through, over, and out of the said structures without payment.

5. All persons shall, at all reasonable times, and upon payment of the proper dues, have free and full liberty to use the said structures, and all rights of ingress and egress thereon and therefrom.

6. The licensee shall maintain the above-mentioned structures in good order and repair; and shall at all times exhibit therefrom, and maintain at the licensee's own cost, suitable and necessary lights for the guidance of vessels: Provided that no light shall be exhibited until after it has been approved by the Minister.

7. Any person authorized by the Minister may, at all reasonable times, enter upon the said structures and view the state of repair thereof; and upon such Minister leaving at or posting to the last-known address of the licensee in New Zealand a notice in writing of any defect or want of repair in the said structures requiring the licensee within a reasonable time, to be therein prescribed, to repair the same, the licensee shall with all reasonable speed cause such defect to be removed or such repairs to be made.

8. Nothing herein contained shall authorize the licensee to do or cause to be done anything repugnant to or inconsistent with any law relating to the Customs, or any regulation of