

*Authorizing the Borrowing by the Manurewa Borough Council by way of Hypothecation of Debentures issued in respect of Portion (£8,450) of a Loan of £8,950.*

GALWAY, Governor-General.

#### ORDER IN COUNCIL.

At the Government House at Wellington, this 1st day of May, 1940.

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL.

**W**HEREAS by Order in Council made on the sixteenth day of June, one thousand nine hundred and thirty-nine, consent was given to the raising in New Zealand by the Manurewa Borough Council (hereinafter called "the said local authority") of the sum of eight thousand nine hundred and fifty pounds (£8,950) by a loan to be known as "Road and Footpath Loan, 1939" (hereinafter called "the said loan"), such consent being given subject to the determinations as to borrowing and repayment therein set out, including, *inter alia*, the provision that the rate of interest that might be paid in respect of the said loan or any part thereof should be such as should not produce to the lender or lenders a rate or rates exceeding four pounds five shillings (£4 5s.) per centum per annum:

And whereas the sum of eight thousand four hundred and fifty pounds (£8,450) (hereinafter called "the said sum") has not yet been raised and the said local authority, pending the raising of the said sum in accordance with the said determinations, is desirous of borrowing the said amount or part thereof by hypothecation or mortgage pursuant to section thirty-four of the Local Bodies' Loans Act, 1926, of the debentures authorized to be issued in respect of the said sum:

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 seven of the Local Authorities Interest Reduction and Loans Conversion Act, 1932-33, and by section eight of the Local Authorities Interest Reduction and Loans Conversion Amendment Act, 1933, and of all other powers and authorities enabling him in this behalf, doth hereby consent to the said local authority, pending the raising of the said sum in accordance with the said determinations, borrowing the said sum of eight thousand four hundred and fifty pounds (£8,450) or any part thereof by the hypothecation or mortgage of the said debentures at a rate of interest not exceeding four pounds ten shillings (£4 10s.) per centum per annum, and hereby prescribes that the said local authority shall, before the said sum of eight thousand four hundred and fifty pounds (£8,450) or any portion thereof is borrowed by way of hypothecation pursuant to the authority of this Order in Council, establish a sinking fund and shall thereafter make payments to such sinking fund in accordance with clause three of the aforesaid Order in Council of the sixteenth day of June, one thousand nine hundred and thirty-nine, and in all respects as if such borrowing of the said sum or part thereof by way of hypothecation were the raising of a loan within the meaning of that clause.

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

(T. 49/278/7.)

*Consenting to the Raising of a Loan of £9,000 by the Wairewa County Council and prescribing the Conditions thereof.*

GALWAY, Governor-General.

#### ORDER IN COUNCIL.

At the Government House at Wellington, this 1st day of May, 1940.

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL.

**W**HEREAS the Wairewa County Council (hereinafter called "the said local authority") proposes, pursuant to the provisions of section three of the Main Highways Amendment Act, 1928, to borrow the sum of nine thousand pounds (£9,000) by a loan to be known as "Main Highways Loan, 1940" (hereinafter called "the said loan"), for the purpose of paying its portion of the cost of reconstructing and sealing the County's section of the Christchurch-Akaroa Main Highway:

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 Local Government Loans Board Act, 1926, 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 by the said local authority of the said loan for the said purpose up to the amount of nine thousand pounds (£9,000), and in giving such consent doth hereby determine as follows:—

(1) The term for which one-half of the said loan amounting to four thousand five hundred pounds (£4,500) may be raised shall be seven (7) years and the rate of interest that may be paid in respect of this portion shall be such as shall not produce to the lender a rate exceeding three pounds ten shillings (£3 10s.) per centum per annum.

(2) The term for which the other half of the said loan amounting to four thousand five hundred pounds (£4,500) may be raised shall be ten (10) years and the rate of interest that may be paid in respect of this portion shall be such as shall not produce to the lender a rate exceeding four pounds five shillings (£4 5s.) per centum per annum.

(3) The said loan or portions thereof together with interest thereon as specified in (1) and (2) above shall be repaid by equal aggregate annual instalments extending over the respective terms as determined in (1) and (2) above.

(4) No moneys shall be borrowed under this consent after the expiration of two years from the date hereof.

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

(T. 49/571.)

*Licensing Joseph Augustus Perano to use and occupy a Portion of Crown Land in Tory Channel as a Site for a Whale Factory.*

GALWAY, Governor-General.

#### ORDER IN COUNCIL.

At the Government House at Wellington, this 1st day of May, 1940.

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL.

**P**URSUANT to the Whaling Industry Act, 1935, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, doth hereby license and permit Joseph Augustus Perano, of Whenui (hereinafter called "the licensee," which term shall include his executors, administrators, and assigns unless the context requires a different construction), to use and occupy a portion of the foreshore and land below low-water mark in Tory Channel and Crown land adjacent thereto, as shown on plans marked M.D. 5773 and 6148, approved on the eighteenth day of February, one thousand nine hundred and twenty-four, and the thirtieth day of March, one thousand nine hundred and twenty-six, respectively, and deposited in the office of the Marine Department at Wellington, for the purpose of maintaining thereon a whale factory as shown on the said plans, 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 term—  
"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 that part of the Crown land required as a site for the said factory as shown on the plans marked M.D. 5773 and 6148.
3. In consideration of the concessions and privileges granted by this Order in Council, the licensee shall, on being supplied with a copy thereof, pay to the Minister the sum of £1 and thereafter an annual sum of £8 in advance, payable on the 1st day of April in each year.
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, and out of the said factory without payment.
5. The licensee shall maintain the above-mentioned factory in good order and repair.
6. Any person authorized by the Minister may at all reasonable times enter upon the said factory 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