

Authorizing Fox Glacier Hydro Electric, Limited, of Fox Glacier, Westland, to use Water for the Purpose of generating Electricity and to erect certain Electric Lines, and revoking an Existing Order in Council

B. C. FREYBERG, Governor-General
ORDER IN COUNCIL

At the Government Buildings at Wellington, this 22nd day of October, 1947

Present:

THE RIGHT HON. W. NASH PRESIDING IN COUNCIL

PURSUANT to the Public Works Act, 1928, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, doth hereby grant to Fox Glacier Hydro Electric, Limited, being a company duly incorporated under the Companies Act, 1933, and having its registered office at Fox Glacier (hereinafter referred to as the licensee), a licence subject to the conditions hereinafter set forth to obstruct, impound, or divert the waters of Lake Lyttle, in Block XVI, Gillespies Survey District, in the Land District of Westland, and to take and use therefrom for the purposes hereinafter set forth a stream of water not exceeding seven cubic feet per second at any one time, and to lay, construct, put up, place, and use the electric lines hereinafter described; and, further, with the consent of the licensee named therein, doth hereby revoke the Order in Council dated the nineteenth day of June, one thousand nine hundred and thirty-three, and published in the *Gazette* on the twenty-second day of the same month, at page 1644, authorizing the Gillespie's Beach Gold Dredging Company, Limited, of Dunedin, to erect electric lines in portion of the County of Westland.

CONDITIONS

1. IMPLIED CONDITIONS

The conditions directed to be implied in all licences by the Water-power Regulations 1934 and the Electrical Supply Regulations 1935 shall be incorporated in and shall form part of this licence, except in so far as the same may be inconsistent with the provisions hereof.

2. LICENCE SUBJECT TO REGULATIONS

This licence is issued under the Water-power Regulations 1934, and is subject thereto and to the Electrical Supply Regulations 1935, the Electrical Wiring Regulations 1935, and the Radio Interference Regulations 1934, and to any regulations made or to be made in amplification or amendment thereof or in substitution therefor.

3. UTILIZATION OF WATER AND LOCATION OF HEADWORKS

Water shall be used under this licence solely for the purpose of generating electricity, and shall be taken from the said lake at a point in Block XVI, Gillespies Survey District, in the Westland Land District, as indicated on the plan marked P.W.D. 124976, deposited in the office of the Minister of Works at Wellington.

4. GENERAL DESCRIPTION OF WORKS

The licensee is hereby authorized, subject to the conditions hereof, to construct, maintain, and use the following works for the purposes of this licence, the positions of the said works being indicated on the said plan P.W.D. 124976:—

- (a) Headworks consisting of a dam and intake giving a static head of approximately 680 ft.:
- (b) Water-race tunnel and pipe-line leading from the said lake to the power-house hereinafter described:
- (c) Pelton-wheel and power-house with all necessary equipment for generating electricity:
- (d) Pipe-line from the said power-house to the Clearwater River:
- (e) Electric lines leading from the said power-house across the Clearwater River, Sections 851, 850, 843, and 838 of Block XVI, Gillespies Survey District, the Main South Road, Section 885 of Block XVI, Gillespies Survey District, and Sections 841 and 842 of Block XIII, Waiho Survey District, to the Township of Fox Glacier, the said lines being more particularly shown coloured red on the said plan P.W.D. 124976:
- (f) Such further electric lines as may from time to time be required to supply electricity to consumers within a radius of ten miles of the Fox Glacier Post-office, those at present proposed to be erected being more particularly shown coloured purple on the said plan P.W.D. 124976: Provided that notwithstanding any provisions to the contrary elsewhere contained, no such electric lines shall be erected within 20 chains of any telephone-line save with the prior consent in writing of the General Manager of the State Hydro-electric Department.

5. DURATION OF LICENCE

Unless sooner determined, this licence shall continue in force until the 31st day of March, 1968, or until electrical energy is available from an Electric-power Board or other public source of supply, whichever is the earlier.

6. SYSTEM OF SUPPLY

The system of supply shall be as described in paragraphs (a) and (f) of clause 21-01 of the Electrical Supply Regulations 1935. The generating voltage shall be 400 volts between phases, and the transmission voltage shall be approximately 11,000 volts between phases.

7. RENTAL

For the purpose of assessing the rental or annual sum payable in respect of this licence, the licensee may install a suitable maximum-demand indicator to the satisfaction of the Inspecting Engineer of the State Hydro-electric Department, and, failing such installation, the rental shall be determined on the maximum capacity of the generating plant installed. The present plant is rated at 250 kilowatts.

8. REQUIREMENTS REGARDING SCENIC RESERVE

(a) The licensee shall take all reasonable precautions to prevent damage by fire or otherwise to the scenic reserve of 6,200 acres in Block XVI, Gillespies Survey District, and Blocks IX and XIII, Waiho Survey District, set apart by Section 26 of the Reserves and other Lands Disposal Act, 1936.

(b) The licensee will be held responsible for any damage to the said scenic reserve from fire or otherwise caused by its contractors, agents, officers, or its or their employees.

(c) The licensee or its employees shall not cut any timber on the said scenic reserve without the written permission of the Commissioner of Crown Lands, Hokitika, who may in any such case require such payment for any timber cut as he deems fair and reasonable, and may further require compliance with such conditions designed to protect the scenic beauty of the reserve as he deems fit.

(d) The licensee and its employees shall take all reasonable precautions to prevent any interference with bird life on the said scenic reserve, and shall strictly observe the conditions for the protection of game sanctuaries generally.

(e) Full rights of ingress, egress, and regress shall be reserved to His Majesty and his servants, agents, and workmen.

9. CHARGES FOR ELECTRICAL ENERGY

The charges for electrical energy shall not exceed 1s. per unit for lighting purposes and 6d. per unit for all other purposes: Provided that "lighting purposes" shall include electrical energy used for such purposes directly or indirectly from the source of supply, except where used to charge a secondary battery for standby emergency lighting only; and, provided further, that if accounts are paid within fourteen days of due date the charges shall not exceed 9d. per unit for lighting purposes and 4½d. per unit for such other purposes. In the case of wholesale supply the charge shall not exceed £16 per kilovolt-ampere per year plus ½d. per unit. "Wholesale supply" for this purpose shall be held to be a supply in respect of which the consumer shall guarantee to pay not less than £180 per year.

10. TIME FOR COMPLETION OF WORKS

The period for completion of the works hereby authorized shall be three years from the date of this licence.

W. O. HARVEY, Clerk of the Executive Council.

(S.H.D. 11/20/946.)

Consenting to the Raising of a Loan of £67,500 by the North Auckland Electric-power Board and prescribing the Conditions thereof

B. C. FREYBERG, Governor-General
ORDER IN COUNCIL

At the Government Buildings at Wellington, this 22nd day of October, 1947

Present:

THE RIGHT HON. W. NASH PRESIDING IN COUNCIL

WHEREAS the North Auckland Electric-power Board (hereinafter called the said local authority), being desirous of raising a loan of sixty-seven thousand five hundred pounds (£67,500), to be known as "Reticulation Loan, 1947" (hereinafter called the said loan), for the purpose of further reticulating the constituent districts of Hobson County, Whangarei County, Otamatea County, Dargaville Borough, and Hikurangi Town Board within the Board's district, has complied with the provisions of the Local Government Loans Board Act, 1926 (hereinafter called the said Act), and it is expedient that the precedent consent of the Governor-General in Council, as required by the said Act, should be given to the raising 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 loan for the said purpose up to the amount of sixty-seven thousand five hundred pounds (£67,500), and in giving such consent doth hereby determine as follows:—

(1) The term for which the said loan or any part thereof may be raised shall not exceed twenty (20) years.

(2) The rate of interest that may be paid in respect of the said loan or any part thereof shall be such as shall not produce to the lender or lenders a rate or rates exceeding three pounds five shillings (£3 5s.) per centum per annum.

(3) The said loan shall be repaid by half-yearly redemption of debentures in the half-years set out in the first column of the Schedule hereunder of the amounts set opposite each half-year in the third column of the said Schedule. Each redemption includes a repayment of principal of the amount set opposite each half-year in the second column of the said Schedule and a half-year's interest on the amount of principal outstanding immediately prior to the date of payment of such instalment.