

*Authorizing the Acquisition of Maori Land notwithstanding the Provisions as to Limitation of Area*

B. C. FREYBERG, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington, this 28th day of January, 1948

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

**P**URSUANT to section two hundred and forty-six of the Maori Land Act, 1931, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, doth hereby authorize the acquisition by the New Zealand Loan and Mercantile Agency Company, Limited, of the land mentioned in the Schedule hereto, notwithstanding the provisions of Part XIII of the Maori Land Act, 1931.

SCHEDULE

FIRST, all that parcel of land containing 2 roods 3 perches, more or less, being Lot 1, Deposited Plan 3181 (part Manutahi 1B 2 Block), and being the balance of the land in Certificate of Title, Volume 83, folio 91 (Gisborne Registry).

Secondly, all that parcel of land containing 17 acres and 39 perches, more or less, being part Manutahi 1B 2 Block, situated in Block XVI, Mangaoporo Survey District, and Block IV, Mata Survey District, and being all the land in Certificate of Title, Volume 92, folio 97 (Gisborne Registry).

T. J. SHERRARD,

Acting Clerk of the Executive Council.

(N.D. 5/12/40.)

*Order in Council as to Superannuation Rights of Francis David Charles Winter, an Employee of the New Zealand Public Service Association (Incorporated)*

B. C. FREYBERG, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington, this 21st day of January, 1948

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

**W**HEREAS Francis David Charles Winter, of Wellington (hereinafter referred to as the contributor) is, and from the fifteenth day of January, one thousand nine hundred and forty-eight, has been exclusively engaged as an employee of the New Zealand Public Service Association (Incorporated) (hereinafter referred to as the Association), being an approved organization within the meaning of section fifteen of the Finance Act (No. 2), 1940:

And whereas immediately prior to being so engaged with the Association the contributor was a contributor to the Public Service Superannuation Fund and was then contributing to the said fund five per centum of his salary:

Now, therefore, His Excellency the Governor-General of the Dominion of New Zealand, in pursuance and exercise of the power and authority conferred on him by section fifteen of the Finance Act (No. 2), 1940, and of every other power and authority enabling him in that behalf, and acting by and with the advice and consent of the Executive Council of the said Dominion, doth hereby declare and order as follows:—

1. The contributor shall be entitled to continue to be a contributor to the Public Service Superannuation Fund during and in respect of the period of his engagement with the Association, subject, however, to the provisions of the aforesaid section fifteen of the Finance Act (No. 2), 1940, and to the following express conditions:—

(a) The contribution of the contributor to the Public Service Superannuation Fund shall (in accordance with subsection five of the said section fifteen) be at the rate of five per centum of the salary received by him from the Association:

(b) In addition to the contribution payable by the contributor, as specified in the last preceding paragraph, there shall be paid to the credit of the fund by the Association, at such times and in such manner as may be determined by the Public Service Superannuation Board, a sum equal to five per centum of the salary from time to time payable to the contributor by the Association.

2. If the contributor is re-employed by the Association while in receipt of a retiring allowance from the Public Service Superannuation Fund, no more of such retiring allowance shall be paid in respect of any month than is equivalent, when added to the remuneration so received by him in that month, to one-twelfth of the annual salary on the basis of which he was contributing to the fund at the date of his retirement.

T. J. SHERRARD,

Acting Clerk of the Executive Council.

(T. 52/56.)

*Authorizing Gore Borough Council to fix Water Charges according to Quantity used*

B. C. FREYBERG, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington, this 21st day of January, 1948

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

**I**N pursuance and exercise of the powers and authorities conferred on him by section eighty-five of the Municipal Corporations Act, 1933, and of all other powers and authorities enabling him in this behalf, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, doth hereby consent to the Gore Borough Council making and levying water rates and charges in respect both of the ordinary as well as of any extraordinary supply, according to the quantity of water consumed by any person receiving the same as measured by meter, at such rates or charges as may from time to time be fixed by any by-law of the Council in that behalf, or as may be agreed on with any such person.

T. J. SHERRARD,

Acting Clerk of the Executive Council.

(I.A. 103/35/41.)

*Authorizing Edward August Gibb, of Franz Joseph Glacier, Waiho, Farmer, to use Water for the Purpose of generating Electricity*

B. C. FREYBERG, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington, this 28th day of January, 1948

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

**P**URSUANT 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 Edward August Gibb, of Franz Joseph Glacier, Waiho, Farmer (hereinafter referred to as the licensee), a licence, subject to the conditions hereinafter set forth, to take and use from an unnamed stream (hereinafter referred to as the said stream) situated in Section 2196, Block VI, Waiho Survey District, in the Land District of Westland, for the purposes hereinafter set forth, a stream of water not exceeding one cubic foot per second at any one time.

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 thereof.

3. UTILIZATION OF WATER AND LOCATION OF HEADWORKS

Water shall be used under this licence solely for the purpose of generating electricity up to a maximum capacity of 2 kilowatts and shall be taken from the said stream at the point in Section 2196, Block VI, Waiho Survey District, indicated on the plan marked S.H.D. 19, deposited in the office of the Minister in Charge of the State Hydro-electric Department.

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 S.H.D. 19:—

- (a) Headworks consisting of a dam and intake with a pipe-line leading to the power-house, hereinafter referred to, giving a static head of approximately 50 ft.:
- (b) A Pelton wheel and power-house with all necessary equipment for generating electricity:
- (c) A tail-race leading from the aforesaid power-house into the said stream.

5. SYSTEM OF SUPPLY

The system of supply shall be classified under paragraph (d) of clause 21-01 of the Electrical Supply Regulations 1935, and shall be a direct current system.

6. DURATION OF LICENCE

Unless sooner determined, this licence shall continue in force until the 31st day of March, 1968.

7. RENTAL

For the purpose of assessing the annual rental 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 assessed on the maximum generating capacity of the plant installed. The present plant is rated at 2 kilowatts.

T. J. SHERRARD,

Acting Clerk of the Executive Council.

(S.H.D. 11/20/1146.)