

*Declaring Land Acquired for a Government Work, and Not Required for That Purpose, to be Crown Land*

[L.S.] B. C. FREYBERG, Governor-General  
A PROCLAMATION

**P**URSUANT to section 35 of the Public Works Act, 1928, I, Lieutenant-General Sir Bernard Cyril Freyberg, the Governor-General of the Dominion of New Zealand, do hereby declare the land described in the Schedule hereto to be Crown land subject to the Land Act, 1948.

#### SCHEDULE

APPROXIMATE area of the piece of land declared to be Crown land :  
1 rood 0.05 perches.  
Being Lot 29A, D.P. 8127, being also part Suburban Section 31, Class I, Township of Clyde (Wairoa), and being part of the land comprised and described in certificate of title, H.B. Volume 106, folio 210 (Hawke's Bay Land Registry).

Given under the hand of His Excellency the Governor-General of the Dominion of New Zealand, and issued under the Seal of that Dominion, this 16th day of July, 1951.

W. S. GOOSMAN, Minister of Works.

GOD SAVE THE KING!

(H.C. X/165/3/1; D.O. 32/165)

*Authorizing John Herbert Petersen, Farmer, and Rosina Jane Petersen, Married Woman, of Inangahua Junction, to Use Water for the Purpose of Generating Electricity and to Erect and Use Certain Electric Lines*

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

At the Government House at Wellington, this 18th day of July, 1951

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 John Herbert Petersen, Farmer, and Rosina Jane Petersen, Married Woman, both of Inangahua Junction (hereinafter referred to as the licensees), a licence subject to the conditions hereinafter set forth, to obstruct, impound, or divert the waters of an unnamed stream (hereinafter referred to as the said stream) situated in provisional State forest land, Block V, Inangahua Survey District, and to take and use therefrom, for the purposes hereinafter set forth, a stream of water not exceeding 0.5 cubic foot per second at any one time, and to lay, construct, put up, place, and use the electric lines hereinafter described.

#### 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 all regulations hereafter made in amendment thereof or in substitution thereof respectively.

##### 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 stream at a point in provisional State forest land, Block V, Inangahua Survey District, approximately 2½ chains from its confluence with Dee Creek, as indicated on the plan marked P.W.D. 86876, deposited in the Office of the Minister of Works.

##### 4. GENERAL DESCRIPTION OF WORKS

The licensees are 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. 86876:—

- (a) Headworks consisting of a dam and intake giving a static head of approximately 36 ft.:
- (b) Pipe-line leading from such headworks to the power-house hereinafter referred to:
- (c) Water-wheel and power-house with all necessary equipment for generating electricity, situated in provisional State forest land, Block V, Inangahua Survey District:
- (d) Tail-race leading from the said power-house to the said stream:

- (e) Electric lines leading from the said power-house in a north-westerly direction across provisional State forest land and across the Westport-Nelson Main Highway; thence in a northerly direction to the licensees' premises situated in Section 33, Block V, Inangahua Survey District, said lines being more particularly delineated by means of white lines on the aforesaid plan P.W.D. 86876.

##### 5. DURATION OF LICENCE

Unless sooner lawfully determined this licence shall continue in force until the 31st day of March, 1972.

##### 6. SYSTEM OF SUPPLY

The system of supply shall be classified under paragraph (j) of clause 21.01 of the Electrical Supply Regulations 1935, and shall be a direct current with a generating voltage and transmission voltage of 110 volts.

##### 7. RENTAL

For the purpose of assessing the rental or annual sum payable in respect of this licence, the licensees 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 0.75 of a kilowatt.

##### 8. NO RIGHT TO WATER CONFERRED

Nothing in this licence shall of itself confer upon the licensees any right to water.

##### 9. CONDITIONS OF USE OF PROVISIONAL STATE FOREST LAND

In respect of the provisional State forest land upon which the generating station is erected, and which is traversed by the licensees' electric lines, the following special conditions shall apply:—

- (a) The licensees will take all reasonable precautions to protect the forest from fire:
- (b) The licensees will be responsible for and will pay full compensation for any damage to the forest by fire or otherwise caused by them or their contractors or employees or their assistants or their contractors' assistants.
- (c) The area shall at all times be open for inspection by a Forest Officer:
- (d) The licensees and their contractors and servants will comply with any request or instruction by a Forest Officer for the protection of the forest from fire:
- (e) No timber shall be cleared beyond what is absolutely essential for the purpose of erecting the electric lines, and in this matter the decision of an officer deputed by the Director of Forestry shall be final:
- (f) This licence shall not be deemed to confer upon the licensees any rights in, over, or upon the said provisional State forest land except such as are hereby expressly conferred:
- (g) If the Director of Forestry at any time certifies that in his opinion it is necessary in the interests of the forest that the licensees' power-house and lines be removed from the provisional State forest land, the Governor-General in Council may forthwith revoke this licence.

T. J. SHERRARD,  
Clerk of the Executive Council.

(S.H.D. 11/20/64)

*Amending an Order in Council Authorizing the Hawke's Bay Electric-power Board to Erect and Use Electric Lines and Revoking Existing Orders in Council*

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

At the Government House at Wellington, this 18th day of July, 1951

Present :

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

**P**URSUANT to the Public Works Act, 1928, and the Electric-power Boards Act, 1925, His Excellency the Governor-General of the Dominion of New Zealand, acting by and with the advice and consent of the Executive Council, doth hereby amend the Order in Council dated the 8th day of May, 1951, and published in the *New Zealand Gazette* on the 10th day of the same month at page 640, authorizing the Hawke's Bay Electric-power Board to erect and use electric lines and revoking certain existing Orders in Council, by deleting from the Second Schedule thereto the words "27th day of October, 1949," and substituting the words "27th day of April, 1949."

T. J. SHERRARD,  
Clerk of the Executive Council.

(S.H.D. 10/33/1)