

the said plans, such licence to be held and enjoyed by the licensee upon and subject to the terms and conditions set forth in the First Schedule hereto, and doth prescribe that the dues and rates set forth in the Second Schedule hereto shall be charged and taken by the licensee for the use of the said wharf.

### FIRST SCHEDULE CONDITIONS

(1) This licence is subject to the Foreshore Licence Regulations 1940, and the provisions of those regulations shall, as far as applicable, apply hereto.

(2) The premium payable by the licensee shall be £5 (five pounds), and the annual sum so payable shall be £3 (three pounds).

(3) The term of the licence shall be fourteen years from the 1st day of November 1951.

(4) The master of every vessel discharging ballast at the said wharf shall have all such ballast taken away and deposited above high-water mark or at such place as may be approved by the Minister or by any person appointed by the Minister for that purpose.

### SECOND SCHEDULE DUES

#### Berthage Charges on Vessels

(1) The master or owner of every vessel berthing at the said wharf shall pay to the licensee berthage dues in accordance with the scale subjoined hereto:—

Regular trading vessels under 20 tons register per quarter (paid in advance) .. .. .	s. d.	10 0
Regular trading vessels 20 tons register and upwards: For the first 20 tons, 10s., and for every additional ton per quarter (paid in advance) .. .. .	0 6	
Irregular trading vessels under 20 tons register lying alongside the wharf for each day or part of a day ..	1 0	
Irregular trading vessels of 20 tons register and upwards lying alongside the wharf for each day or part of a day: For the first 20 tons, 1s., and for every additional ton register .. .. .	0 0½	
Fishing vessels, per ton register per day .. .. .	0 1	

(2) All vessels which do not pay their dues in advance will be deemed irregular trading vessels.

(3) Masters or owners of all regular trading vessels shall pay their dues quarterly in advance to the licensee. The quarters shall commence on the first days of January, April, July, and October in each year.

(4) All dues payable by irregular trading vessels shall be paid to the licensee and the payments shall be made by the master or owner of the vessel upon the first application by the licensee.

#### Passenger Rates

(5) The master, owner, or agent of all regular trading vessels shall pay to the licensee for each and every adult passenger carried by such vessel and landed on or shipped from the wharf mentioned in this Order in Council the sum of 1s., and for each and every child under fourteen years of age, 6d. Provided that in the case of organized sports bodies or such like organizations that travel as a group then the charge shall be for each and every person the sum of 6d.

(6) All passengers' berthage dues shall be paid monthly on or before the seventh day of each month in accordance with a return which shall be furnished to the licensee from the books or records of the master or owner of the vessel which carried the passengers.

#### Wharfage on Goods

(7) Every person landing on or shipping from the wharf mentioned in this Order in Council any live-stock, goods, or merchandise shall pay to the licensee wharf dues at the rates prescribed as follows:—

<b>Live-stock—</b>	s. d.	
Cattle (calves) .. .. .	0 3	each.
Cattle (yearlings to two years) .. .. .	0 6	each.
Cattle (full grown) .. .. .	1 0	each.
Horses .. .. .	1 0	each.
Pigs .. .. .	0 3	each.
Sheep and goats .. .. .	0 1	each.
<b>Merchandise—</b>		
Benzine, fuel oils, &c., per 44-gallon drum .. .. .	0 6	each.
Butter .. .. .	0 1	per box.
Butter, ton lots or over .. .. .	2 0	per ton.
Cement .. .. .	0 1	per bag.
Chaff .. .. .	0 1	per bag.
Fence-posts and sleepers .. .. .	4 2	per 100.
Firewood .. .. .	2 0	per ton.
Lime and manure .. .. .	1 0	per ton.
Motor-cycles .. .. .	2 0	each.
Stone, shingle, and sand .. .. .	0 6	per cubic yard.
Strainers .. .. .	8 4	per 100.
<b>Timber—</b>		
Baulk or round (per 100 sup. ft.) .. .. .	1 0	
Sawn (per 100 sup. ft.) .. .. .	1 0	
<b>Vehicles—</b>		
Horse-drawn, two wheels .. .. .	3 0	each.
Horse-drawn, four-wheeled .. .. .	4 0	each.
Motor, four-wheeled .. .. .	5 0	each.

(8) For all goods and merchandise not specially provided for in the foregoing scale, landed on or shipped from the said wharf, a rate of two shillings (2s.) per ton weight or measurement, whichever is the greater per ton weight or per ton measurement.

(9) For smaller consignments the charge shall be according to the following scale:—

<b>If per weight—</b>	s. d.
For every fractional part of a ton as follows—	
200 lb. and under .. .. .	0 6
Over 200 lb. and not exceeding 500 lb. .. .. .	0 9
Over 500 lb. and not exceeding 1,000 lb. .. .. .	1 0
Over 1,000 lb. and not exceeding 1,500 lb. .. .. .	1 6
Over 1,500 lb. to 1 ton .. .. .	2 0
<b>If per measurement—</b>	
For every fractional part of a ton as follows:—	
4 cubic feet and under .. .. .	0 6
Over 4 cubic feet and under 9 cubic feet .. .. .	0 9
Over 9 cubic feet and under 18 cubic feet .. .. .	1 0
Over 18 cubic feet and under 27 cubic feet .. .. .	1 6
Over 27 cubic feet to ton (40 cubic feet) .. .. .	2 0

(10) Separate consignment of goods shall be computed separately, and computing the whole of one firm's or person's consignments in the lump or as a whole as one consignment shall not be allowed, saving and excepting that when any firm or person ships or receives more than one package of goods on any one day by the same ship, then wharfage shall be charged on the total measurements of all the packages, and not separately.

#### STORAGE

(11) Every person, firm, company, or corporate body whose goods remain on the wharf for more than one week from the date the said goods were placed thereon shall pay to the licensee (when called upon by the licensee so to do), before receipt of such goods, storage for such goods as hereinafter mentioned, that is to say: For each and every week or part of a week from the date the goods are first placed on the wharf, double the rates set out in the wharfage schedule.

(12) If any cargo remains on the wharf for a longer period than forty-eight hours, or where such cargo hinders the loading or unloading of any vessel, or is an impediment to the approaches, the licensee through the wharfinger or other so authorized person, may have such cargo removed at the expense of the owner, and the cost of such removal shall be payable by the owner previous to taking receipt of the goods.

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

*Authorizing the Laying-off of Streets in the Borough of Tauranga at Widths Less than 66 ft. Subject to Conditions as to the Building-lines*

B. C. FREYBERG, Governor-General

#### ORDER IN COUNCIL

At the Government House at Wellington, this 14th day of November 1951

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 31 of the Municipal Corporations Amendment Act 1948 and section 125 of the Public Works Act 1928, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby authorizes the Tauranga Borough Council to permit the laying-off of the proposed street first described in the Schedule hereto at a width for part of its length of less than 66 ft., but not less than 54 ft., subject to the condition that no building or part of a building shall at any time be erected on Lots 33, 42, 66, and the eastern portion of Lot 73 of a subdivision of the land edged green on the plan marked P.W.D. 134178, referred to in the said Schedule, and fronting the proposed street within a distance of 42 ft. from the centre-line of the proposed street, or on Lots 43, 44, 60, 61, 64, 67 to 72 inclusive, the southern portion of Lot 73, and Lots 76 to 81 inclusive of a subdivision of the said land as shown on the said plan marked P.W.D. 134178 fronting the proposed street within a distance of 48 ft. from the centre-line of the proposed street; and of the proposed street secondly described in the Schedule hereto at a width for part of its length of less than 66 ft., but not less than 50 ft., subject to the condition that no building or part of a building shall at any time be erected on Lot 63 of a subdivision of the said land as shown on the said plan marked P.W.D. 134178 fronting the proposed street within a distance of 42 ft. from the centre-line of the proposed street, or on Lots 44 to 49 inclusive and Lots 60, 62, and 64 of a subdivision of the said land as shown on the said plan marked P.W.D. 134178, within a distance of 48 ft. from the centre-line of the proposed street.

#### SCHEDULE

THAT proposed street in the South Auckland Land District, Borough of Tauranga, to be known as Crescent Road, containing by admeasurement 1 acre 1 rood 39-6 perches, more or less, being part Allotments 5 and 517, Parish of Te Papa.

And also that proposed street in the said land district and borough, to be known as Acklam Avenue, containing by admeasurement 1 rood 36-5 perches, more or less, being part Allotment 5, Parish of Te Papa.

As the same are more particularly delineated on the plan marked P.W.D. 134178, deposited in the office of the Minister of Works at Wellington, and thereon coloured red.

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

(P.W. 51/3460; D.O. 43/3/0)