

Granting Control of Part of the Foreshore at Raglan to the Raglan Harbour Board

BERNARD FERGUSSON, Governor-General
ORDER IN COUNCIL

At the Government House at Wellington this 30th day of
October 1963

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 165 of the Harbours Act 1950, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby grants to the Raglan Harbour Board (hereinafter called the Board) control of part of the foreshore as described in the First Schedule hereto, subject to the terms and conditions set forth in the Second Schedule hereto.

FIRST SCHEDULE
DESCRIPTION OF AREA

ALL those parts of the foreshore situated in or adjacent to Blocks I and IV, Kariore Survey District, in the Raglan Riding of the Raglan County, as follows:

Commencing at a point at high-water mark at ordinary spring tides on the southern side of Raglan Harbour, being the northernmost corner of part Section 15 of the said Block I, and running south-westerly generally along high-water mark at ordinary spring tides to the western boundary of part Whaanga Id Id Block.

As the same is more particularly delineated on the plan marked M.D. 11646 deposited in the Marine Department at Wellington, and thereon bordered red.

SECOND SCHEDULE
CONDITIONS

1. In these conditions the term:

"Foreshore" means such parts of the bed, shore, or banks of a tidal water as are covered and uncovered by the flow and ebb of the tide at ordinary spring tides;

"Minister" means the Minister of Marine as defined by the Shipping and Seamen Act 1952, 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 those parts of the foreshore as described in the First Schedule hereto.

3. Her Majesty or the Governor-General and all officers in the Government service acting in the execution of their duty shall at all times have free ingress, passage, and egress into, over, and out of the said foreshore without payment.

4. Nothing herein contained shall authorise the Board to do or cause to be done anything repugnant to or inconsistent with any law relating to the Customs, or with any regulation of the Minister of Customs, or with any provision of the Harbours Act 1950 or its amendments, or any regulations made thereunder that are or may hereafter be in force.

5. The rights, powers, and privileges conferred by this Order in Council shall not apply to those portions of the foreshore required for securing the shore ends of any telegraph cables that are at present or may be at any time laid down within the said area of foreshore.

6. The Board may, subject to the provisions of sections 176 to 182 of the Harbours Act 1950:

- (a) Erect or license or permit the erection or continuance on the foreshore, described in the First Schedule hereto, or on the bed of the harbour or of the sea immediately contiguous to that foreshore, of baths, bathhouses, boatsheds, boatbuilding sheds, jetties, slipways, or with the approval of the Minister, any structures relating to the convenience of shipping or of the public or to any local enterprise or object;
- (b) Use or license or permit the use of the foreshore described in the First Schedule hereto, or the bed of the harbour or of the sea immediately contiguous to that foreshore, for any purpose approved by the Minister relating to the convenience of shipping or of the public or to any local enterprise or object;
- (c) Make bylaws regulating the use of any things erected or continued pursuant to clause (a) of this condition and the use for any purpose approved pursuant to clause (b) of this condition and fixing charges for those uses.

7. The Board may enclose any part or parts of the foreshore described in the First Schedule hereto, for the purpose of holding athletic sports or games and may, by bylaw, fix a charge for admission to such enclosed part or parts: Provided that the total number of days on which such enclosures are made shall not exceed six in any one year.

8. Nothing herein contained shall authorise the Board to remove or cause to be removed any stone, sand, shingle, or shells without the consent of the Minister being first obtained.

9. Bylaws made by the Board under the authority of this Order in Council shall not come into force until they have been approved by the Minister, by notice in the *Gazette*.

10. The rights, powers, and privileges conferred by or under this Order in Council shall be in force for 21 years from the day following the date of its notification in the *Gazette* unless in the meantime such rights, powers, and privileges shall be altered, modified, or revoked by competent authority.

11. The said rights, powers, and privileges may be at any time resumed by the Governor-General, without payment of any compensation whatever, on giving to the Board six calendar months' notice in writing. Any such notice shall be sufficient if given by the Minister and delivered at or posted to the last known address of the Board in New Zealand.

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

(M. 4/4392)

Appointing a Deputy Member of the Town and Country Planning Appeal Board

BERNARD FERGUSSON, Governor-General

PURSUANT to section 39 of the Town and Country Planning Act 1953, I, Brigadier Sir Bernard Edward Fergusson, the Governor-General of New Zealand, hereby appoint

Henry Albert Anderson, Esquire, of Auckland, Solicitor, to be deputy of John William Kealy, Esquire, in his absence, at the hearing of the following appeals:

94/63: Auckland Grammar Schools Board v. Mount Eden Borough Council and the Minister of Works (motorway).

98/63: Auckland Grammar School Old Boys' Association v. Mount Eden Borough Council and the Minister of Works.

128/63: C. E. and B. J. Ransom v. Takapuna City Council.

136/63: Presbyterian Social Services Association v. Takapuna City Council.

As witness the hand of His Excellency the Governor-General this 31st day of October 1963.

W. S. GOOSMAN, Minister of Works.

(P.W. 32/9239/4)

Appointments, Promotions, Confirmations in Rank, and Terminations of Appointment in the Royal New Zealand Naval Volunteer Reserve

His Excellency the Governor-General has, pursuant to the Navy Act 1954, approved the following appointments, promotions, confirmations in rank, and terminations of appointment in the Royal New Zealand Naval Volunteer Reserve.

Probationary Lieutenant (S) R. H. Wait confirmed in rank with seniority, 9 May 1962.

Probationary Sub-Lieutenant (E) P. W. Bowen confirmed in rank with seniority, 3 June 1961.

John Stephen A'Court entered as Temporary Lieutenant (Sp) with seniority 29 July 1963, and appointed for duty with Horowhenua Unit Sea Cadet Corps, 29 July 1963.

Temporary Lieutenant (Sp) D. A. Scoringe, commission terminated on ceasing duty with Sea Cadet Corps, 2 August 1963.

Temporary Sub-Lieutenant (Sp) W. M. Wheeler, promoted to Temporary Acting Lieutenant (Sp), 21 June 1963.

Temporary Sub-Lieutenant (Sp) A. E. Gubbins, promoted to Temporary Lieutenant (Sp) with seniority of 1 July 1963.

John Edward Cranfield entered as Temporary Sub-Lieutenant (Sp) with seniority 30 May 1963 and appointed for duty with Auckland Unit, Sea Cadet Corps, 30 May 1963.

Peter Allen Scott entered as Temporary Sub-Lieutenant (Sp) with seniority 4 July 1963 and appointed for duty with Wellington Unit, Sea Cadet Corps, 4 July 1963.

Rodger Francis Aitken entered as Temporary Sub-Lieutenant (Sp) with seniority 19 July 1963 and appointed for duty with Wellington Unit, Sea Cadet Corps, 19 July 1963.

Bertie Keith William Gifford entered as Temporary Sub-Lieutenant (Sp) with seniority 19 July 1963 and appointed for duty with Tauranga Unit, Sea Cadet Corps, 19 July 1963.

Maurice Joseph Lepper entered as Temporary Sub-Lieutenant (Sp) with seniority 19 July 1963 and appointed for duty with Redcliffs Unit, Sea Cadet Corps, 19 July 1963.

Maurice Donegan entered as Temporary Sub-Lieutenant (Sp) with seniority 29 July 1963 and appointed for duty with Horowhenua Unit, Sea Cadet Corps, 29 July 1963.

Raymond Gallagher entered as Temporary Sub-Lieutenant (Sp) with seniority 29 July 1963 and appointed for duty with Horowhenua Unit, Sea Cadet Corps, 29 July 1963.

Bryan Matthew Sheeran entered as Temporary Sub-Lieutenant (Sp) with seniority 29 July 1963 and appointed for duty with Horowhenua Unit, Sea Cadet Corps, 29 July 1963.

Richard Anthony Kitt entered as Temporary Sub-Lieutenant (Sp) with seniority 31 July 1963 and appointed for duty with Nelson Unit, Sea Cadet Corps, 31 July 1963.

Dated at Wellington this 23rd day of October 1963.

DEAN J. EYRE, Minister of Defence.

(N.A. 66/2/2)