

*Consenting to Stopping Road in Block XIII, Maramarua Survey District, and Blocks XVI and XII, Onewhero Survey District, Raglan County*

BERNARD FERGUSSON, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 14th day of October 1964

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 149 of the Public Works Act 1928, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby consents to the Raglan County Council stopping the portions of road described in the Schedule hereto.

SCHEDULE

SOUTH AUCKLAND LAND DISTRICT

ALL those pieces of road described as follows:

A. R. P.	Adjoining or passing through
2 3 17.2	Opuatia 3A 1, 3A 2, and 3A 6C Blocks; coloured green on plan M.O.W. 18847 (S.O. 42514).
0 0 2.1	Opuatia 3A 6C Block; coloured green on plan M.O.W. 18847 (S.O. 42514).
0 0 1.2	Opuatia 3A 5 Block; coloured green on plan M.O.W. 18847 (S.O. 42514).
0 0 10.9	Opuatia 3A 2 Block; coloured green on plan M.O.W. 18847 (S.O. 42514).
0 0 33.4	M.O.W. 18847 (S.O. 42514).
1 0 33.1	Sections 10 and 14, Block XIII, Maramarua Survey District; coloured green on plan M.O.W. 18847 (S.O. 42514).
0 2 21.3	Sections 10 and 14, Block XIII, Maramarua Survey District; coloured green, edged green on plan M.O.W. 18847 (S.O. 42514).
0 1 21.9	Section 9, Block XIII, Maramarua Survey District; coloured green on plan M.O.W. 18848 (S.O. 42515).

Situated in Block XIII, Maramarua Survey District.

A. R. P.	Adjoining or passing through
1 1 5.7	Section 14 and part Section 13, Block XVI, Onewhero Survey District, and closed road; coloured green on plan M.O.W. 18848 (S.O. 42515).
0 0 21.4	Part Section 6, Block XVI, Onewhero Survey District; coloured green on plan M.O.W. 18849 (S.O. 42516).
0 0 28.7	Part Section 13, Block XVI, Onewhero Survey District; coloured green on plan M.O.W. 18849 (S.O. 42516).
0 0 13.1	
0 2 10.5	Part Sections 6 and 13, Block XVI, Onewhero Survey District; coloured green on plan M.O.W. 18849 (S.O. 42516).
0 3 2.1	Part Section 2, Block XIII, Maramarua Survey District, and Lot 1, D.P. 11928; coloured green on plan M.O.W. 18849 (S.O. 42516).

Situated in Block XVI, Onewhero Survey District.

A. R. P.	Adjoining or passing through
1 3 31.3	Lot 1, D.P. 11928, and Lot 4, D.P. 26769; coloured green on plan M.O.W. 18850 (S.O. 42517).
0 2 11.3	Part Section 6, Block XIII, Onewhero Survey District, and Lot 1, D.P. S. 28; coloured green on plan M.O.W. 18850 (S.O. 42517).

Situated in Block XIII, Onewhero Survey District.

As the same are more particularly delineated on the plans marked and coloured as above mentioned, and deposited in the office of the Minister of Works at Wellington.

T. J. SHERRARD, Clerk of the Executive Council.  
(P.W. 34/3390; D.O. 18/7/42)

*Granting Control of the Foreshore Fronting Whangamata County Town and Control of the Foreshore at Penny's and Cemetery Bays to the Thames County Council*

BERNARD FERGUSSON, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 28th day of October 1964

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 Thames County Council (hereinafter called the council) 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 and consequentially revokes the Order in Council of 27 August 1958.\*

FIRST SCHEDULE

DESCRIPTION OF AREAS

ALL that area of the foreshore situated in Block XVI, Tairua Survey District, South Auckland Land District, in the County of Thames, commencing at a point on the eastern bank of the Moana Anuanu River at the easternmost corner of Section 19, Block XVI, Tairua Survey District, and proceeding thence along the line of high-water mark ordinary spring tides in generally northerly, easterly, southerly, and westerly directions, and terminating at a point on the northern bank of the Otahu River at the south-western corner of Whangamata 4D 1 Block.

As the same is shown delineated in red on the plan marked MD 11778, and deposited in the office of the Marine Department at Wellington.

All the area of the foreshore situated at Penny's Bay, Hauraki Gulf, in Block VI, Hastings Survey District, commencing at Peg II, on Thames-Coromandel road, adjoining Hauraki Pastoral Licence 80, and continuing thence to Peg XI, on above road, a distance of approximately 35 chains measured along high-water mark, ordinary spring tides, indicated on plan by letters A and B in red.

All that area of the foreshore of Cemetery Bay, Hauraki Gulf, situated in Block XI, Hastings Survey District, commencing at a point marked C in red on plan 1½ chains northwards of Peg XLIV, on Thames-Coromandel road, and continuing thence southwards across the estuary of Tapu Creek to Peg XXI, marked D in red on plan, a distance of approximately 35 chains measured along high-water mark, ordinary spring tides, and across the estuary of Tapu Creek; as the same is delineated on the plan marked MD 5346, and deposited in the office of the Marine Department at Wellington.

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 council 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 council may make such bylaws as are necessary for the proper preservation and control of the said foreshore and for the proper conduct and clothing of persons bathing on that foreshore or in the vicinity of that foreshore.

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

- Erect or licence 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;
- 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;
- Make bylaws regarding 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.

8. The Council 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.

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

10. Bylaws made by the council 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*.