

## 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 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 the 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:

- (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, boat-sheds, boat-building 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.

Provided that the council shall not erect or grant a licence or permit for the erection or continuance of any structures on foreshore, adjoining land under the control of a National Park Board, or Scenic Board, or Domain Board except with the consent of such Board.

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 stone, 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*.

11. 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.

12. 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 council 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 council in New Zealand.

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

(M. 4/5071)

*Consenting to Stopping Road in Block XVI, Rotorua Survey District, Rotorua County*

BERNARD FERGUSSON, Governor-General

## ORDER IN COUNCIL

At the Government House at Wellington this 17th day of November 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 Rotorua County Council stopping the road described in the Schedule hereto.

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## SCHEDULE

## SOUTH AUCKLAND LAND DISTRICT

ALL that piece of road containing 22.4 perches situated in Block XVI, Rotorua Survey District, adjoining Lots 14, 15, 31, and 33, D.P. S. 246, and land on D.P. 26204; as the same is more particularly delineated on the plan marked M.O.W. 18939 (S.O. 42390) deposited in the office of the Minister of Works at Wellington, and thereon coloured green.

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

(P.W. 35/808; D.O. 23/0/40)

*Consenting to Stopping Road in Block I, Karioi Survey District, Raglan County*

BERNARD FERGUSSON, Governor-General

## ORDER IN COUNCIL

At the Government House at Wellington this 25th day of November 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 situated in Block I, Karioi Survey District, described as follows:

A. R. P.	Adjoining or passing through
0 0 36.8	Part Lot 1, D.P. 24725.
0 0 3.8	Part Lot 2, D.P. 13913.
0 2 23.8	Lots 1 and 2, D.P. 13913.
0 0 5.9	Lot 1, D.P. 28849.

As the same are more particularly delineated on the plan marked M.O.W. 18963 (S.O. 42639) deposited in the office of the Minister of Works at Wellington, and thereon coloured green.

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

(P.W. 34/458; D.O. 18/7/44)

*Consenting to Stopping Road in Block V, Waitara Survey District, Clifton County*

BERNARD FERGUSSON, Governor-General

## ORDER IN COUNCIL

At the Government House at Wellington this 25th day of November 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 Clifton County Council stopping the portions of road described in the Schedule hereto.

## SCHEDULE

## TARANAKI LAND DISTRICT

ALL those pieces of road situated in Block V, Waitara Survey District, Taranaki R.D., described as follows:

A. R. P.	Adjoining or passing through
0 3 36.8	Sections 29 and 89 (Block IX), and part Section 19 (Block V), Tikorangi District; coloured green on plan.
0 1 34.5	Part Section 19 (D.P. 2618), and part Section 19, Tikorangi District; coloured green, edged green on plan.

As the same are more particularly delineated on the plan marked M.O.W. 18970 (S.O. 9638) deposited in the office of the Minister of Works at Wellington, and thereon coloured as above mentioned.

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

(P.W. 38/107/1; D.O. 20/200)

*Consenting to Land Being Taken for Housing Purposes in the Borough of Thames*

BERNARD FERGUSSON, Governor-General

## ORDER IN COUNCIL

At the Government House at Wellington this 17th day of November 1964

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to 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 land described in the Schedule hereto being taken for housing purposes.