

6. The Order in Council dated the 8th day of September 1965, and published in the *Gazette* on the 9th day of the same month at page 1495, reappportioning representation on the Poverty Bay Electric Power Board, is hereby revoked.

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SCHEDULE

Constituent Districts	Number of Representatives
Te Aroha, Taruheru, Gisborne, Ormond, Muriwai (part), Pakarae, Patutahi, Pouawa, Tiniroto, Waimata, Waingake (part), and Whataupoko Ridings of Cook County (P)	3
Part Wairoa County	6
Gisborne City	1
Waikohu County	1
Waiapu County	1
Uawa and Tauwhareparae Ridings of Cook County	1

P. J. BROOKS, Clerk of the Executive Council.

(N.Z.E.D. 10/45/1)

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*Appointment of Chairman and Members of the Government  
Railways Industrial Tribunal*

ARTHUR PORRITT, Governor-General

ORDER IN COUNCIL

At the Government Buildings at Wellington this 3rd day of August 1971

Present:

THE HON. N. L. SHELTON PRESIDING IN COUNCIL

PURSUANT to section 38 of the State Services Remuneration and Conditions of Employment Act 1969, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council and on the recommendation of the Minister of Railways, hereby appoints the following persons to constitute the Government Railways Industrial Tribunal:

The Chairman shall be Francis Duncan O'Flynn, Q.C.;

The official member shall be Alan Thomas Gandell;

The member appointed on the joint nomination of the service organisations shall be Clarence Albert Whiting.

The period of appointment is for 3 years commencing on the 1st day of August 1971.

J. M. K. HILL, for Clerk of the Executive Council.

(Lab. H.O. 5/5/50)

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*Granting Control of Part of the Foreshore at Waimairi to the  
Waimairi County Council*

ARTHUR PORRITT, Governor-General

ORDER IN COUNCIL

At the Government Buildings at Wellington this 9th day of August 1971

Present:

THE RIGHT HON. SIR KEITH HOLYOAKE, G.C.M.G., C.H., PRESIDING  
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 Waimairi County Council (hereinafter called the Council) control of the foreshore as described in the First Schedule hereto, subject to the terms and conditions set forth in the Second Schedule hereto.

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FIRST SCHEDULE

DESCRIPTION OF AREA

ALL that portion of foreshore fronting the boundaries of the Waimairi County, commencing at the northern boundary of Reserve 1617, Block 4, Christchurch Survey District, and extending generally southwards to the southern boundary of R.S. 33047, Block 8, Christchurch Survey District; as the said area is more particularly shown and delineated, coloured green, on plan marked M.D. 5649, 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 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, 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.

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 6 in any 1 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 22nd day of May 1970 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 6 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.

J. M. K. HILL, for Clerk of the Executive Council.

(M. 54/14/8)