

ORDER

1. (a) This order may be cited as the Nukumar Domain Board Foreshore Control Order 1975.

(b) This order shall come into force on the date of its publication in the *Gazette*.

2. In this order—

“The Act” means the Harbours Act 1950;

“The Board” means the Nukumar Domain Board;

“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 Transport, and includes any officer, person, or authority acting by or under the direction or authority of the Minister.

3. There is hereby granted to the Board for a period of 21 years from the commencement of this order, the control of foreshore described in the First Schedule to this order, subject to the provisions of section 165 of the Harbours Act 1950 and to the conditions specified in the Second Schedule to this order.

4. The Order in Council made on 8 June 1966* granting control of part of the foreshore described in the First Schedule to this order is hereby revoked.

FIRST SCHEDULE

1. All that area in the Wellington Land District, being the foreshore in Blocks XIVA and XVA, Nukumar Survey District, between the right bank of the Kai Iwi Stream and the left bank of the Mowhanau Stream, as illustrated on a plan deposited in the office of the Ministry of Transport at Wellington and marked M.D. 12236.

2. All that area in the Wellington Land District, being the foreshore in Block XIII, Nukumar Survey District, bounded towards the west by the production of the north-western boundary of part Section 50, Waitotara District, as shown on D.P. 5974, and towards the east by the production of the eastern boundary of part Section 50 aforesaid as illustrated on plan marked M.D. 15463, sheet 1 and deposited in the office of the Ministry of Transport at Wellington.

3. All that area in the Wellington Land District, being the foreshore in Blocks XII and XIV, Wairoa Survey District, bounded towards the north by the production of the south-western boundary of Section 53, Waitotara District, and towards the east by the production of the eastern boundary of Section 98, Waitotara District, as illustrated on plan marked M.D. 15463, sheet 2 and deposited in the office of the Ministry of Transport at Wellington.

4. All that area in the Wellington Land District, being the foreshore in Block XIV, Wairoa Survey District, bounded towards the west by the production of the north-western boundary of Section 99, Waitotara District, and towards the east by the production of the north-eastern boundary of the said Section 99 as illustrated on plan marked M.D. 15463, sheet 2 and deposited in the office of the Ministry of Transport at Wellington.

SECOND SCHEDULE

CONDITIONS

1. 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 foreshore described in the First Schedule to this order without payment.

2. 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.

3. 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 foreshore described in the First Schedule to this order.

4. 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*.

5. The Board may enclose part or parts of the foreshore described in the First Schedule to this order for the purpose of holding athletic sports or games and may, by bylaws, 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 one year.

6. 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.

7. The Board 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 Board shall prevent any nuisance being caused and shall not permit fish or fish offal to remain on or about the foreshore.

9. The rights, powers, and privileges may be at any time resumed by the Governor-General, without payment or any compensation whatever, on giving to the Board 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 Board in New Zealand.

A. C. MCLEOD,

Acting for Clerk of the Executive Council.

**Gazette*, 23 June 1966, p. 991

(M.O.T. 54/14/39)

Appointments, Promotions, Extensions, Transfers, Resignations, and Retirements of Officers of the Royal New Zealand Navy

PURSUANT to section 35 of the Defence Act 1971, His Excellency the Governor-General has approved the following appointments, promotions, extensions, transfers, resignations, and retirements of officers of the New Zealand Naval Forces.

ROYAL NEW ZEALAND NAVY

Commodore Maxson John McDowell is placed on the Retired List with effect from 30 June 1975.

Lieutenant Commander Frederick William Ralph, M.B.E. (Rtd.), reverts to the Retired List with effect from 6 September 1975.

Lieutenant Commander T. M. O'Brien, C.ENG., M.I.MECH. E., F.I.MAR.E., to be Acting Commander with effect from 21 July 1975 and Commander with seniority from 3 May 1975 and effect from 1 August 1975.

Lieutenant Commander (*temp.* Commander) T. Arthurs, C.ENG., M.I.MAR.E., to be Commander with seniority from 30 June 1975 and effect from 1 August 1975.

Lieutenant Commander Paul Huffam, C.ENG., M.I.E.R.E., M.N.Z.I.E., is placed on the Retired List with effect from 12 June 1975.

Lieutenant Commander Gerald Freeth is placed on the Retired List with effect from 3 August 1975.

The appointment of Lieutenant C. P. C. Calkin is extended to 16 April 1978.

Lieutenant E. J. Hayhoe to be *temp.* Lieutenant Commander with effect from 21 July 1975.

Lieutenant C. J. Freeborn to be Lieutenant Commander with seniority and effect from 18 August 1975.

The appointment of Lieutenant M. D. Lloyd is extended to 16 April 1978.

Sub Lieutenant M. G. Jackman, B.S.C., to be Lieutenant with seniority and effect from 20 July 1975.

The appointment of Sub Lieutenant Bernard James Healy is terminated with effect from 2 July 1975.

Sub Lieutenant S. J. Herd to be *temp.* Lieutenant with effect from 14 April 1975.

The appointment of Acting Sub Lieutenant David Newton Keen is terminated with effect from 5 July 1975.

Ensign (*temp.* Sub Lieutenant) L. F. Morgan to be Sub Lieutenant with seniority from 5 January 1974 and effect from 7 July 1975.

The appointment of Midshipman Peter Rowson Shaw is terminated with effect from 13 August 1975.

The appointment of Midshipman Michael John Cherrie is terminated with effect from 12 August 1975.

The appointment of Midshipman Duncan John Kernohan is terminated with effect from 14 July 1975.

Nicholas Terrence Byrne is appointed to the RNZN (Special Duties List), in the rank of Lieutenant, with seniority from 1 October 1972 and effect from 4 August 1975, terminating on 24 April 1982.

ROYAL NEW ZEALAND NAVAL VOLUNTEER RESERVE

The appointment of Ensign Bruce Allan Tretheway is terminated with effect from 14 July 1975.

William John Wright is appointed to the Royal N.Z. Naval Volunteer Reserve, List 1, in the rank of Lieutenant with seniority and effect from 16 June 1975, terminating on 31 January 1992.