

*The Wairewa County Foreshore, Lakeshore and Waters
Control Order 1979*

KEITH HOLYOAKE, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 27th day of August 1979

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 8A and 165 of the Harbours Act 1950, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following order.

ORDER

1. (a) This order may be cited as the Wairewa County Foreshore, Lakeshore and Waters Control Order 1979.
- (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 Council" means the Wairewa County Council;

"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 tide;

"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 Council for a period of 21 years from the commencement of this order; subject to the provisions of section 8A and 165 of the Act and to the conditions specified in the Third Schedule to this order:
 - (a) Control of the foreshore described in the First Schedule to this order;
 - (b) The control of the lakeshore and water specified in the Second Schedule to this order.

FIRST SCHEDULE

ALL that portion of foreshore fronting the County of Wairewa including the foreshore of all offshore islands adjacent to the county as more particularly shown on plan numbered M.D. 15957 and deposited in the office of the Ministry of Transport at Wellington.

SECOND SCHEDULE

ALL the lakeshore and waters of Lake Forsyth, County of Wairewa, as more particularly shown edged red on plan M.D. 15957 and deposited in the office of the Ministry of Transport at Wellington.

THIRD 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 and waters described in the First and Second Schedules to this order without payment.
2. 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 regulations of the Minister of Customs, or with any provisions 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 areas described in the First and Second Schedules to this order.
4. The Council may enclose any part or parts of the foreshore described in the First Schedule or any part or parts of the lakeshore described in the Second Schedule to this order for the purpose of holding athletic sports or games and may by resolution 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.
5. 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.

6. Suitably worded signs shall be erected at the main public accessways to the areas described in the First and Second Schedule to this order indicating that control has been granted to the Council pursuant to sections 8A and 165 of the Act and that bylaws are in force.

7. Subject to the provisions of section 8A of the Act, the Council for and within the area of water described in Second Schedule to this order:

- (a) May by bylaw do anything which a harbour board may do by bylaw under section 232 of the Act.
- (b) May appoint harbourmasters and other officers and define or limit their powers and duties.

8. All money received by the Council in respect of the foreshore, lakeshore or waters in the exercise or performance of the powers, functions, duties, and authorities conferred on it by this order, shall, subject to the deduction of an expenditure incurred by the Council in the exercise or performance of those powers, functions, duties, and authorities, be applied to the construction, repair, or improvement of facilities in respect of that foreshore, lakeshore or waters and not otherwise.

9. 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.

P. G. MILLEN, Clerk of the Executive Council.

(M.O.T. H.O. 54/14/82; S.O. 54/14/82)

*Commission of Inquiry Into Rescue and Fire Services
At International Airports*

KEITH HOLYOAKE, Governor-General

ORDER IN COUNCIL

To all unto whom these presents shall come, and to:

JOHN SAMUEL SHEPHARD, Esquire, Upon Whom Has Been Conferred the Air Force Cross, of Papakura, retired airline pilot;

IAN GORDON LYTGOE, Esquire, Companion of the Most Honourable Order of the Bath, of Waikanae, company director; and

DEREK ARTHUR VARLEY, Esquire, of Wellington, fire force commander of the New Zealand Fire Service:

GREETING:

WHEREAS it is considered expedient that inquiry shall be made into the adequacy of the rescue and fire services operated by the Ministry of Transport at the Auckland, Wellington, and Christchurch International Airports:

Now therefore, I, the Right Honourable Sir Keith Jacka Holyoake, the Governor-General of New Zealand, acting by and with the advice and consent of the Executive Council, hereby appoint you the said John Samuel Shephard, Ian Gordon Lythgoe, and Derek Arthur Varley, to be a Commission to inquire into and report upon the adequacy of the rescue and fire services operated by the Ministry of Transport at the Auckland, Wellington, and Christchurch International Airports:

And in considering these matters you are hereby directed to have regard to and consider—

- (a) The person or authority upon whom the duty to establish, maintain, and operate the said services is imposed, and the Act or other authority under which such duty is imposed;
- (b) The nature of the said services provided at the Auckland, Wellington, and Christchurch International Airports;
- (c) Whether the said services are appropriate to each airport and are in accordance with the standards, recommended practices, and guidance material of the International Civil Aviation Organisation, and, if not, the changes which are necessary or desirable;
- (d) Whether the equipment provided for the operation of the said services is adequate in the event of an aircraft accident on or in the vicinity of each airport and whether such equipment compares with that provided at similar airports in other countries and, if not, the additional or other equipment which is necessary or desirable;
- (e) The manning scales established at each airport and the staff numbers which are required to efficiently carry out the duties and responsibilities of the rescue and fire units: