

foreshore or lands in the vicinity of New River Harbour or its entrance; the limits of which are more particularly shown coloured red on plan MD 16130 deposited in the office of the Secretary for Transport at Wellington.

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

(M.O.T. 54/14/95)

EXPLANATORY NOTE

This note is not part of the order but is intended to indicate the general effect.

The Invercargill City Council is granted by the Order control of the foreshore of Oreti Beach, New River Harbour, the Oreti River downstream of the Dunns Road Bridge, the Waihopai River and the foreshore southward to Barracouta Point.

The Wanganui River, Ongarue River and Retaruke River Waters Control Order 1982

DAVID BEATTIE, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 26th day of October 1982

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL
PURSUANT to section 8A 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. Title and commencement—(1) This order may be cited as the Wanganui River, Ongarue River and Retaruke River Waters Control Order 1982.

(2) This order shall come into force on the 1st day of November 1982.

2. Interpretation—In this order—

“The Act” means the Harbours Act 1950;

“The Commissioner” means the Commissioner of Crown Lands, Wellington.

3. Grant of Control—There is hereby granted to the Commissioner for a period of 21 years, commencing with the 1st day of November 1982 and ending with the 31st day of October 2003, control of the waters described in the Schedule to this order.

4. Powers of Commissioner—Subject to section 8A of the Act, the Commissioner may, in respect of the waters to which this order applies—

- By bylaw, do anything which a Harbour Board may do by bylaw under section 232 of the Act.
- Appoint harbourmasters and other officers and define or limit their powers and duties.

5. Revocations—The following orders are hereby revoked—

- The Wanganui River Scenic Board Waters Control Order 1975*, and
- The Wanganui River Scenic Board Waters Control Order 1975, Amendment No. 1†.

*New Zealand Gazette 1975, p. 2845

†New Zealand Gazette 1982, p. 324

SCHEDULE

ALL those waters of the Wanganui River commencing at a line across the river bearing 134° true from the southern corner of Raorikia Maori Reserve and extending upstream to a line passing due north across the river through the northernmost tip of Whakapapa Island as more particularly shown on plan MD 15611, deposited in the office of the Secretary for Transport at Wellington.

All those waters of the Ongarue River, extending upstream from the confluence of the Wanganui River and the Ongarue River to the State Highway No. 4 bridge as more particularly shown edged red on plan MD 16042, deposited in the office of the Secretary for Transport at Wellington.

All those waters of the Retaruke River, extending 700 metres upstream from the confluence of the Wanganui River and the Retaruke River as more particularly shown on plan MD 16043, deposited in the office of the Secretary for Transport at Wellington.

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

(M.O.T. 54/14/77)

Mosgiel Borough—Silverpeaks County Boundaries Alteration Order 1982

DAVID BEATTIE, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 18th day of October 1982

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Local Government Act 1974, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following order:

ORDER

1. Title and commencement—(1) This order may be cited the Mosgiel Borough—Silverpeaks County Boundaries Alteration Order 1982.

(2) This order shall come into force on the 1st day of April 1983.

2. Boundaries of Silverpeaks County and Mosgiel Borough altered—The boundaries of Silverpeaks County and Mosgiel Borough shall be altered by:

- Excluding from Silverpeaks County and including in Mosgiel Borough the areas described in the First Schedule to this order; and
- Excluding from Mosgiel Borough and including in Silverpeaks County the areas described in the Second Schedule to this order.

3. Effect on ridings—The areas described in the Second Schedule to this order shall form part of the Otokaia Riding in Silverpeaks County.

4. Transfer of powers, functions and other responsibilities—The Mosgiel Borough Council, in respect of the areas described in the First Schedule to this order, and the Silverpeaks County Council, in respect of the areas described in the Second Schedule to this order:

- Shall have and may exercise and be responsible for all the powers, duties, acts of authority, and functions which were previously exercised, or which would have been so exercised, by the territorial authority from whose district the areas are hereby excluded;
- Shall have and may exercise and be responsible for all liabilities, obligations, engagements, and contracts which previously were, or which would have been, the responsibility of, the territorial authority from whose district the areas are hereby excluded;
- Shall have and may exercise and be responsible for all actions, suits, and proceedings pending by or against, or which would have been the responsibility of, the territorial authority from whose district the areas are hereby excluded;
- Shall succeed to the bylaws which are in force and which are applicable to the authority's altered circumstances and, until revoked or altered by such authority, every such bylaw shall remain in force in the area in which it was in force immediately before the alteration of boundaries; and every bylaw which cannot be restricted to the area shall be deemed inapplicable and revoked in respect of the area by the alteration of boundaries;
- Shall succeed to all rates or levies and other money payable to the territorial authority from whose district the areas are hereby excluded;
- Shall succeed to the valuation rolls, electoral rolls, and rate records in force in the area, and these shall remain in force until such rolls or records are made for it; and until that time Part IX of the Rating Act 1967 shall apply as if the district in which those areas were included was the district of a special purpose authority and the areas from which it was formed were constituent districts.

5. Vesting of land—The corporation of Mosgiel Borough in respect of the areas described in the First Schedule to this order, and the corporation of Silverpeaks County in respect of the areas described in the Second Schedule to this order, shall have vested in it, subject to all existing encumbrances, all land in the areas vested in the corporation of the territorial authority from which the areas are excluded.

6. Mayor, chairman and principal administrative officer—The mayor and principal administrative officer of the Mosgiel Borough Council shall exercise the duties, powers, and functions of the chairman and principal administrative officer of the Silverpeaks County Council in respect of the areas described in the First Schedule to this order; and the chairman and principal administrative officer of the Silverpeaks County Council shall exercise the duties, powers, and functions