

*The Auckland Harbour Board, Waitemata Harbour Foreshore
and Seabed Control Order 1983*

RONALD DAVISON,
Administrator of the Government
ORDER IN COUNCIL

At the Government House at Wellington this 4th day of July
1983

Present:

HIS EXCELLENCY THE ADMINISTRATOR OF THE GOVERNMENT IN
COUNCIL

PURSUANT to section 165 of the Harbours Act 1950, His Excellency the Administrator of the Government, 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 Auckland Harbour Board Waitemata Harbour Foreshore and Seabed Control Order 1983.

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

2. Interpretation—In this order—

“The Act” means the Harbours Act 1950;

“The Board” means the Auckland Harbour Board constituted under the Harbours Act 1950;

“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.

3. Grant of control—There is hereby granted to the Board for a period of 21 years from the 1st day of July 1983 and ending with the 30th day of June 2004, control of the foreshore and seabed described in the Schedule to this order.

4. Conditions of grant—The grant of control conferred by clause 3 of this order is subject to the following conditions—

(a) Suitably worded signs shall be erected at main public access ways to the foreshore and seabed described in the Schedule to this order indicating that control of them has been granted to the Board pursuant to section 165 of the Act.

(b) All money received by the Board in the performance or exercise of the functions, duties, or powers conferred on it by this order in respect of the foreshore and seabed to which this order applies, shall, after the deduction of any expenditure incurred by the Board in the performance or exercise of those functions, duties, or powers, be applied to the construction, repair, or improvement of facilities in respect of that foreshore and seabed and not otherwise.

5. Revocations—The following orders are hereby revoked—

(a) Granting control of parts of the Foreshore in Tamaki River, Auckland Harbour, to the Auckland Harbour Board.*

(b) Auckland Harbour Board (Westhaven) Foreshore and Harbour Bed Control Order 1979.†

**New Zealand Gazette*, 1962, page 1332

†*New Zealand Gazette*, 1979, page 1596

SCHEDULE

ALL that area of foreshore and seabed of the Waitemata Harbour enclosed by a line commencing at a point at mean high water mark due east of Trig Station North Head, situated in Block VI, Rangitoto Survey District; thence in an easterly direction in a straight line to a beacon west of Browns Island (latitude 36°50'9"S, longitude 174°53'E); thence south-easterly in a straight line to the northern most extremity of Musick Point, situated in Block X, Rangitoto Survey District; thence following mean high water mark on the west side of Musick Point and continuing along mean high water mark around Waitemata Harbour to the point of commencement; as more particularly shown marked green on plan MD. 16149; excluding all those areas of foreshore and seabed of the following, as more particularly shown marked red on plan MD. 16149;

(a) Otara Creek above the weir as more particularly shown marked red on plan MD. 12604.

(b) The area which is occupied by the foundation piers of the Auckland Harbour Bridge.

(c) West bank of the Tamaki River commencing at the eastern corner of Lot 5, D.P. 300, at the southern boundary of Kings Road; thence generally in an easterly direction to a point off the eastern corner of the recreation reserve, as more particularly shown marked red on plan MD. 15390.

(d) Orakei Basin as more particularly shown marked red on plan MD. 6385.

(e) Halfmoon Bay Marina as described in the First Schedule of the Auckland Harbour Board (Halfmoon Bay) Vesting and Empowering Act 1968, and as more particularly shown marked red on MD. 16156, sheet 1.

(f) That area which is enclosed by a line commencing at a point marked B at the junction of Curran Street extension and the Auckland Harbour Bridge approach road; thence north-westerly in a straight line to Watchmans Island trig; thence easterly to a point marked B1; thence due south to a point marked B2 at the eastern boundary of Teal Park, and as more particularly shown marked red on plan MD. 16156, sheet 2.

(g) Panmure Basin as vested in the Mount Wellington Borough Council by a notice in the *New Zealand Gazette*, 1958, page 96.

(h) The areas which are described in the Auckland City Council and Auckland Harbour Board Foreshore and Seabed Control Order 1983 and as more particularly shown marked red on plan MD. 16148.

All the aforementioned plans are deposited in the office of the Secretary for Transport at Wellington.

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

(M.O.T. 54/14/1)

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Present:

HIS EXCELLENCY THE ADMINISTRATOR OF THE GOVERNMENT IN
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PURSUANT to section 165 of the Harbours Act 1950, His Excellency the Administrator of the Government, 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 Opotiki County Council Foreshore and Seabed Control Order 1983.

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

2. Interpretation—In this order—

“The Act” means the Harbours Act 1950;

“The Council” means the Opotiki County Council constituted under the Local Government Act 1974;

“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.

3. Grant of control—There is hereby granted to the Council for a period of 21 years from the 1st day of July 1983 and ending the 30th day of June 2004 control of the foreshore and seabed described in the Schedule to this order.

4. Conditions of grant—The grant of control conferred by clause 3 of this order is subject to the following conditions—

(a) Suitably worded signs shall be erected at main public access ways to the foreshore and seabed described in the Schedule to this order indicating that control of them as been granted to the Council pursuant to section 165 of the Act.

(b) All money received by the Council in the performance or exercise of the functions, duties, or powers conferred on it by this order in respect of the foreshore and seabed to which this order applies, shall, after the deduction of any expenditure incurred by the Council in the performance or exercise of those functions, duties, or powers, be applied to the construction, repair, or improvement of facilities in respect of that foreshore and seabed and not otherwise.

SCHEDULE

ALL that area of foreshore and seabed of Ohiwa Harbour, being within the County of Opotiki as shown red on plan MD. 16108, deposited in the office of the Secretary for Transport at Wellington.

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

(M.O.T. 43/55/1)

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