

(d) Two powerhouses with turbines and all necessary equipment for generating electricity having combined maximum capacity of 770 kilowatts.

(d) A tailrace leading from the lower power house to the Kourarau Stream.

The said works are as shown on the plan marked NZE 612, deposited in the office of the Electricity Division, Ministry of Energy at Wellington.

Signed at Wellington this 11th day of March 1986.

R. J. TIZARD, Minister of Energy.

(10/56/12)

6/3

### *Consent to Generation of Electricity by Use of Water*

I, Robert James Tizard, Minister of Energy, hereafter called "the Minister" acting pursuant to section 25 of the Electricity Act 1968, hereby consent to Otago Central Electric Power Board generating electricity by the use of water subject to the following conditions:

#### CONDITIONS

1. This consent is subject to compliance with the Electricity Act 1968 and the Water and Soil Conservation Act 1967 and the Electrical Supply Regulations 1984, the Electrical Wiring Regulations 1976, the Water and Soil Conservation Regulations 1968, and all Acts or Regulations hereinafter made in amendment of or substitution for any of those regulations together with all other enactments and regulations which may be in force.

2. The generation of electricity by the use of water pursuant to this consent shall be carried out only by means of the works described in the Schedule hereto.

3. This consent shall, unless it is sooner lawfully determined, continue in force until the 31st day of March 2007, or until such time as the grantee disposes of the works or ceases to hold a current and valid right to use the water for the works described in the Schedule hereto.

4. This consent confers no rights to water under the Water and Soil Conservation Act 1967 or otherwise.

5. Except so far as may be expressly set out in this consent, this consent shall not be deemed to authorise the generation of electricity by the use of water for consumption by any person other than the grantee or consumption on any premises other than premises occupied by the grantee.

6. The grantee shall at all times maintain all works for the time being in use so as to be in good and proper working order in accordance with the requirements of the regulations and at all times maintain all works erected by the grantee pursuant to the consent whether in use or not in such good and safe condition as in the opinion of the Minister to be unlikely to cause any danger to life or property.

7. It shall be lawful for any person acting as an Inspecting Officer of the Ministry of Energy (Electricity Division) at all times after the grant of the consent whether during or after the construction of any works to enter upon and inspect such works for the purpose of ascertaining whether these conditions are complied with, and for that purpose to require that any motive machinery be set in motion and to take specimens of material, make tests and measurements, and do all other things reasonably necessary or convenient for the purposes of such inspection, and the grantee will at all times comply with the reasonable requirements of any such person.

8. If the parties so agree it shall be lawful at any time for the grantee to surrender this consent and the Minister to accept such surrender subject to such terms and conditions as may be agreed upon.

9. Neither the granting of the consent nor anything in the consent expressly or by implication contained shall affect or prejudice any liability imposed by law on the grantee to pay compensation or damages to any person arising by reason of the exercise by the grantee of the powers conferred by the consent.

10. The rights granted by the consent shall be subject to all existing rights theretofore granted and validly held and enjoyed under any enactment or otherwise.

11. If at any time during the continuance of the consent the grantee fails or neglects to observe, perform, and comply with any of the provisions in the consent expressly or by implication contained, or fails to comply with the acts and regulations set out in clause 1 of this consent, or otherwise makes default in complying with the terms of the consent, then the Minister may forthwith by notice in writing to the grantee revoke and determine the consent.

12. The grantee of this consent must give notice as hereinafter provided to the Minister of Energy of any change of address of the

grantee, or of the registered office, or usual place of business of the grantee.

13. (a) Any notice to be given to the grantee shall be sufficient if served personally on the grantee or (in the case of the grantee being a corporate body) delivered at the registered office or usual place of business of the grantee to a person appearing to have for the time being the control of such premises, or sent by registered post letter addressed to the grantee at the postal address set out in the application for a consent or any subsequent address notified by the grantee to the Minister.

(b) Any notice to be given on the part of the Minister shall be sufficient if given in writing signed by the Minister or by any person acting under the authority of the Minister.

(c) Any notice to be given to the Minister shall be sufficient if given in writing delivered to or sent by registered post letter addressed to the Deputy Secretary, Ministry of Energy, Electricity Division, Private Bag, Wellington.

#### SCHEDULE

##### LOCATION AND GENERAL DESCRIPTION OF WORKS

1. Upper Meg—Water taken from the Meg Stream situated near Skeleton Creek on the boundary between Blocks XII and VII, Cromwell Survey District.

##### *Works:*

- Headworks consisting of a storage dam below the junction of Skeleton Creek and Meg Stream at a level of 631.85 metres.
- Pipeline leading from the dam to the powerhouse situated at an elevation of 524.25 metres.
- Powerhouse with all necessary equipment for generating electricity having a capacity of 850 kilowatts.
- Tail race from the powerhouse to the intake for the lower station as described in (2) below.

2. Roaring Meg—Water taken from the Roaring Meg River situated at the south-eastern corner of Block VI, Kawarau Survey District near the confluence of the Roaring Meg and Kawarau Rivers.

##### *Works:*

- Headworks consisting of weirs and necessary intakes on the Roaring Meg River at a level of 521.21 metres.
- Races, penstocks and pipelines leading from the weirs to the powerhouse and tail races from the powerhouse to the river.
- Powerhouse with all necessary equipment for generating electricity having a maximum capacity of 3800 kilowatts.

3. Wye Creek—Water taken from Wye Creek situated in Block V, Coneburn Survey District.

##### *Works:*

- Headworks consisting of a weir and necessary intake on the northern arm of Wye Creek in Run 331, Block V Coneburn Survey District.
- Pipeline leading from the intake of the powerhouse in said Run 331 near the point where Wye Creek crosses No. 6 State Highway, giving a static head of approximately 315.5 metres.
- Tail race from the powerhouse to Wye Creek.
- Powerhouse with all necessary equipment for generating electricity having a maximum capacity of 400 kilowatts.

4. Fraser River—Water taken from the Fraser River situated in Run 249 Block XIV, Leaning Rock Survey District.

##### *Works:*

- Headworks consisting of a diversion weir and necessary intake on the Fraser River below the Ministry of Works and Development dam giving a static head of approximately 246.89 metres.
- Pipelines leading from the intake to the powerhouse.
- Powerhouse situated on River Reserve, Run 249, Block X Leaning Rock Survey District with all necessary equipment for generating electricity having a maximum capacity of 3000 kilowatts.
- Tail race leading from the powerhouse to the existing irrigation system of the Ministry of Works and Development.

5. Teviot River—Water taken from the Teviot River at a point situated in Section 26S, Block VI, Teviot Survey District.

##### *Works:*

- Headworks consisting of a diversion weir and intake with pipelines and a tunnel leading to a turbine and powerhouse on the Teviot River.