

Transport

Harbours Act 1950

Redefining the Limits of Wairau Harbour and Queen Charlotte Sound Harbour

CATHERINE A. TIZARD, Governor-General

ORDER IN COUNCIL

At Wellington this 23rd day of September 1991

Present:

THE HON. D. C. MCKINNON PRESIDING IN COUNCIL

Pursuant to section 3 of the Harbours Act 1959, Her Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby defines the limits of Wairau Harbour and Queen Charlotte Harbour as described in the Schedule hereto and revokes the descriptions of the said harbours as described in the Schedule of the Order in Council of 2 May 1983*.

Schedule

Queen Charlotte Harbour—being all that area of sea and tidal waters enclosed by a straight line commencing at the waters edge at Cape Jackson; then to the waters edge at Cape Koamaru; then by the waters edge to Perano Head; then by a straight line to Rununder Point where that line intersects the northern boundary of Area 10 as defined in the Submarine Cables and Pipelines Protection Order 1979 then to the waters edge at position 41° 18.5' S 174° 14.2' E.

Wairau Harbour—being that area of sea and tidal waters enclosed by a line commencing at the waters edge at position 41° 20.3' S 174° 10.6' E; then along the southern boundary of Area 10 as defined in the Submarine Cables and Pipelines Protection Order 1979 to a point that intersects a line from Rununder Point to the eastern head of Whites Bay; then by the straight line to a point where the line crosses a straight line from the Eastern Head of Port Underwood to White Bluffs; then from that point by a straight line to the waters edge at White Bluffs.

DIANE WILDERSPIN, Acting for Clerk of the Executive Council.

**New Zealand Gazette*, 12 May 1986, No. 63, page 1481.

(MTD, MOT 43/5/4)

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Authorising Port Otago Limited to Reclaim Foreshore and Seabed from the Otago Harbour at Port Chalmers

CATHERINE A. TIZARD, Governor-General

ORDER IN COUNCIL

At Wellington this 23rd day of September 1991

Present:

THE HON. D. C. MCKINNON PRESIDING IN COUNCIL

Pursuant to section 175 (3) of the Harbours Act 1950, Her Excellency the Governor-General, acting by and with the advice and consent of the Executive Council hereby authorises Port Otago Limited to reclaim the areas at Boiler Point and Back Beach, Port Chalmers as described in the First Schedule below subject to the conditions specified in the Second Schedule.

First Schedule

All that land at Boiler Point, Port Chalmers and situated in Otago Harbour comprising up to 1.74 hectares as shown on

plan M.D. 16543 and being part of the area shown on plan M.D. 16544 (S.O. 23240), deposited in the office of the Maritime Transport Division, Ministry of Transport, Wellington; and

All that land at Back Beach, Port Chalmers and situated in Otago Harbour comprising 3.93 hectares as shown on plan M.D. 16555 (S.O. 23244), deposited in the office of the Maritime Transport Division, Ministry of Transport, Wellington.

Second Schedule

Conditions of Authorisation

1. Port Otago Limited shall comply with all conditions and requirements specified in the approvals, consents, rights or authorities granted under the Town Planning process or applied to water right under the Water and Soil legislation;

2. In respect of Boiler Point:

(a) Port Otago Limited shall monitor the depths of water in Careys Bay, the area of the fishing boat jetties and the area to seaward of the businesses and facilities adjacent to Macandrew Road to determine

—rates of siltation

—areas of siltation

—areas requiring ongoing dredging to provide users of the waters; seabed and foreshore in those areas with access to the facilities in that area;

(b) Port Otago Limited shall carry out such work (including dredging) as may be necessary to maintain the depth of water in Careys Bay, the area of the fishing boat jetties and the area seaward of the businesses and facilities adjacent to Macandrew Road at least to that depth available prior to the commencement of work;

(c) During construction of the reclamation, Port Otago Limited shall, if vehicles are to be directed onto Macandrew Road provide appropriate traffic control to obviate any danger to users of Macandrew Road;

3. In respect of Back Beach

(a) Members of the public shall have pedestrian access to the reclamation/water interface at all times other than occasions when matters relating to safety or security due to the operation of machinery or equipment, or to the nature or location of cargo stored on the reclamation require the exclusion of members of the public from the site;

(b) Port Otago Limited, as part of the project to reclaim, and in the initial stages, shall dredge as appropriate the area to the west of the proposed reclamation in order to provide access for vessels to moorings, launching ramps and jetties within the bay;

(c) Port Otago Limited shall monitor the depths of water in the bay of Back Beach to determine

—rates of siltation

—areas of siltation

—areas requiring ongoing dredging to provide users of the waters, seabed and foreshore in those areas with access to the facilities;

(d) Port Otago shall provide ongoing dredging as may be necessary in order that the depths obtained by the application of condition 3 (b) above are maintained.

DIANE WILDERSPIN, Acting for Clerk of the Executive Council.

(MOT, MTD 43/10/6/12)

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