



THE ELECTRICITY EMERGENCY REGULATIONS 1939.

GALWAY, Governor-General.

ORDER IN COUNCIL.

At the Government Buildings at Wellington, this 4th day of September, 1939.

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL.

PURSUANT to the Public Safety Conservation Act, 1932, there being a Proclamation of Emergency now in force under that Act, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, doth hereby make the following regulations.

REGULATIONS.

REGULATION 1.—PRELIMINARY.

(1) These regulations may be cited as the Electricity Emergency Regulations 1939.

(2) These regulations shall be read together with and deemed part of the Supply Control Emergency Regulations 1939 (hereinafter referred to as the principal regulations).

(3) In these regulations, unless inconsistent with the context,—

“Controller” means the Electricity Controller appointed under these regulations; and includes any person for the time being authorized to exercise or perform any of the Controller’s powers or functions:

“Electric line or work” means any wires or other conductor, instrument, apparatus, device, or means used or intended to be used or reasonably capable of being used for generating, transmitting, transforming, converting, distributing, or otherwise conducting electrical energy or for the consumption or application of electrical energy or for purposes of radio-telegraphy, radio-telephony, radio-vision, the radio-transmission of electrical energy, or the radio control of apparatus; and includes any insulator, casing, tube, pole, or support, or any other thing, whether of a similar kind or not, connected with or used for the purposes of an electric line or work:

“Electric materials” means any materials, goods, appliances, tools, machinery, plant, or equipment capable of being used in connection with or for the purposes of any electric line or work, or of being used to generate, store, consume, or utilize electrical energy; and also includes any patent rights relating to any electric materials:

“Owner,” in relation to any electric line or work, includes any person using or operating the electric line or work, or acting or apparently acting in the general management and control thereof; and, in relation to any electric materials, includes any person having the materials in his possession or control or on order by him.

REGULATION 2.—ELECTRICITY CONTROLLER.

(1) The Minister may from time to time appoint a Controller to be known as “the Electricity Controller.”

(2) The Controller shall hold office during the pleasure of the Minister.

(3) The general functions of the Controller shall be to promote, organize, and control the supply of electric power, and to promote, organize; and control other industries and trades so far as they may affect the supply of electric power and are not within the jurisdiction of any other Controller appointed under the principal regulations.

(4) The Controller shall be subject in all things to the control of the Minister and shall act in accordance with all directions, general or special, given to him by the Minister.

REGULATION 3.—POWERS OF ELECTRICITY CONTROLLER.

(1) The Controller shall have all such powers, privileges, and rights, including the right of access to any premises, as may to the Controller appear necessary to enable him to carry out his functions, and in particular shall have—

- (a) Absolute control of the generation, transmission, distribution, sale, and use of electric energy throughout New Zealand, with the right from time to time or at any time as he may deem fit to end or diminish or refuse to authorize, either for a fixed period or for an indefinite period, the supply of electrical energy, whether publicly or privately owned, to any electrical supply authority or to any consumer, or to supply authorities or to consumers generally, or generally within any area or areas specified by him in that behalf; and such control shall apply to all publicly or privately owned generating-plants:
- (b) Authority to lay, construct, put up, place, and use such electric lines or works as he may think fit, without license or authority other than these regulations and without complying with the Electrical Supply Regulations 1935, the Electric Wiring Regulations 1935, the Water-power Regulations 1934, or any regulation or Order in Council under the Tramways Act, 1928, the Coal-mines Act, 1925, the Mining Act, 1926, or any restrictive provision in the Electrical Wiremen's Registration Act, 1925, or any other Act other than the Public Safety Conservation Act, 1932; and, without restricting the powers hereby conferred, he shall in respect of every such electric line or work have all the rights, powers, and privileges conferred upon or enjoyed by the Minister of Public Works in respect of an electric line or work erected under section 311 of the Public Works Act, 1928, or conferred upon or enjoyed by an Electric-power Board or Municipal Corporation in respect of an electric line or work erected or used under section 319 of the Public Works Act, 1928:

- (c) Authority to require or direct owners of electric lines or works or of electric materials to furnish such information and particulars in relation thereto, at such times, and in such form and manner, as the Controller thinks fit :
- (d) Authority to disconnect, dismantle, or remove any electric line or work or electric materials, whether affixed to any land or not, or to require the owners thereof so to do :
- (e) Authority to require or direct owners of electric lines or works or of electric materials to supply or transfer the whole or any part thereof to His Majesty the King or to any other person, in such quantities, at such places, at such times or intervals, in such order of urgency, and generally in such manner as the Controller thinks fit :
- (f) To require or direct owners of electric lines or works or of electric materials not to use, dispose of, part with possession or control of, or otherwise deal with electric lines or works or electric materials except with the precedent consent of the Controller or in accordance with his directions :
- (g) Authority at any time and from time to time to remove and appoint persons or committees, boards, managers, engineers, or other persons exercising or performing or appointed to exercise or perform any powers, privileges, rights, duties, responsibilities, or functions whatsoever in the electrical industry or any other industry that is subject to his jurisdiction or to substitute any method of control for any other method of control, as he may from time to time think fit :
- (h) Authority to delegate under the principal regulations to any person appointed under the last preceding paragraph or to any other person such of his powers, privileges, rights, duties, responsibilities, and functions as he thinks fit :
- (i) Authority to control, appoint, dismiss, transfer, suspend, and otherwise deal with every person engaged in the generation, transmission, storage, or distribution of electrical energy in every respect as if he were his employer, but without regard to the provisions of any contract, award, or statute restricting or limiting or controlling the actions of such employer :
- (j) Authority to generate electrical energy or mechanical power by any process without further authority than this regulation, and for that purpose to use any waters and to exercise all or any of the powers able to be conferred upon the Minister of Public Works under the Public Works Act, 1928, or any other Act :
- (k) Authority to buy and sell electrical energy.

C. A. JEFFERY,
Clerk of the Executive Council.

Issued under the authority of the Regulations Act, 1936.

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These regulations are administered by the Hydro-electric Branch of the Public Works Department.