

the licensees as aforesaid; and, in further pursuance and exercise of the said power and authority, and with the like advice and consent as aforesaid, doth hereby license and permit the licensees to use and occupy that part of the foreshore and land below low-water mark on which the said boat-shed and skids are to be erected, as shown on the plan M.D. 4125 so deposited as aforesaid, for the purpose of erecting and maintaining the said boat-shed and skids; such license to be held and enjoyed by the licensees upon and subject to the terms and conditions set forth in the Schedule hereto.

SCHEDULE.

1. In these conditions the term "Minister" means the Minister of Marine as defined by the Shipping and Seamen Act, 1908, and includes any officer, person, or authority acting by or under the direction of such Minister.

2. The concessions and privileges conferred by this Order in Council shall extend and apply only to the part of the foreshore, and land below low-water mark adjacent thereto, necessary for the erection of the said boat-shed and skids as shown on the plan marked M.D. 4125.

3. In consideration of the concessions and privileges granted by this Order in Council the licensees shall, on being supplied with a copy thereof, pay to the Minister the sum of £1, and thereafter an annual sum of 5s. in advance, dating from the date hereof, the first of such annual payments to be made on the licensee being supplied with a copy of this Order in Council.

4. His Majesty or the Governor, and all officers in the Government service acting in the execution of their duty, shall at all times have free ingress, passage, and egress into, through, and out of the said boat-shed and skids without payment.

5. The licensees shall maintain the above-mentioned boat-shed and skids in good order and repair.

6. Any person authorized by the Minister may, at all reasonable times, enter upon the said boat-shed and skids and view the state of repairs thereon; and upon such Minister leaving at or posting to the last known address of the licensees a notice in writing of any defect or want of repair in such boat-shed or skids, requiring them within a reasonable time, to be therein prescribed, to repair the same, they shall with all convenient speed cause such defect to be removed or such repairs to be made.

7. Nothing herein contained shall authorize the licensees to do or cause to be done anything repugnant to or inconsistent with any law relating to the Customs, or any regulation of the Minister of Customs, or with any provisions of the Harbours Act, 1908, or its amendments, or any regulations made thereunder, and that are now or may hereafter be in force.

8. The rights, powers, and privileges conferred by or under this Order in Council shall continue in force for the term of fourteen years computed from the date thereof, unless such rights, powers, and privileges are sooner altered, modified, or revoked by competent authority; and the licensees shall not assign, charge, or part with any such right, power, or privilege without the previous written consent of the Minister.

9. The said rights, powers, and privileges may be at any time resumed by the Governor, without payment of any compensation whatever, on giving to the licensees three calendar months' previous notice in writing. Any such notice shall be sufficient if given by the Minister, and delivered at or posted to the last known address of the licensees.

10. The licensees shall be liable for any injury which the said boat-shed or skids may cause any vessel or boat to sustain through any default or neglect on the part of the club.

11. In case the club—

(1.) Commits or suffers a breach of the conditions hereinbefore set forth, or any of them;

(2.) Ceases to use or occupy the said boat-shed and skids; or

(3.) Is wound up or dissolved,—then and in any such case this Order in Council, and every license, right, power, or privilege thereby conferred, may be revoked and determined by the Governor in Council without any notice to the licensees or other proceeding whatsoever; and publication in the *New Zealand Gazette* of an Order in Council containing such revocation shall be sufficient notice of the fact to the licensees and to all persons concerned or interested.

12. The erection of the said boat-shed or skids shall be deemed to be an acceptance by the licensees of the terms and conditions of this Order in Council.

J. F. ANDREWS,
Clerk of the Executive Council.

Portion of the Eastern Side of School Road in the Township of Shiel Hill, Bay Town District, exempted from the Provisions of Section 117 of the Public Works Act, 1908, subject to certain Conditions as to the Building-line.

LIVERPOOL, Governor. ORDER IN COUNCIL.

At the Government House, at Wellington, this eleventh day of August, 1913.

Present:

HIS EXCELLENCY THE GOVERNOR IN COUNCIL.

WHEREAS by subsection one of section one hundred and seventeen of the Public Works Act, 1908, it is, *inter alia*, provided that the said section shall not apply in any case where the local authority having control of a road or street by resolution declares that the provisions thereof shall not apply to any specified road or street, or any specified part thereof, and such resolution is approved by the Governor in Council:

And whereas by subsection two of section one hundred and seventeen of the Public Works Act, 1908, and clause (b) of subsection one of section thirteen of the Public Works Amendment Act, 1911, it is provided that such approval may be either absolute or subject to such conditions as the Governor in Council thinks fit to impose, and may refer to one or both sides of the road or street:

And whereas the Bay Town Board, the local authority having control of the portion of road described in the Schedule hereto, did, by resolution, declare that the provisions of the said section one hundred and seventeen should not apply to the said portion of road:

And whereas it is deemed expedient that such resolution should be approved in so far as it refers to the eastern side of the portion of road described in the Schedule hereto, subject to the conditions hereinafter mentioned:

Now, therefore, His Excellency the Governor of the Dominion of New Zealand, in pursuance and exercise of the powers conferred by the above-in-part-recited Act, and acting by and with the advice and consent of the Executive Council of the said Dominion, doth hereby approve of the said resolution to the extent hereinbefore mentioned, subject to the conditions that no building or part of a building shall be erected at any time within a distance of twenty-six feet five inches of the centre-line on the eastern side of the portion of road described in the Schedule hereto, save and except the portion of road fronting on Lot 16, Township of Shiel Hill.

SCHEDULE.

ALL that portion of road in the Bay Town District, Township of Shiel Hill, known as School Road, adjoining Lots 13, 15, and 16 of the said township; as the said portion of road is more particularly delineated on the plan marked P.W.D. 33459, deposited in the office of the Minister of Public Works, at Wellington, in the Wellington Provincial District, and thereon coloured yellow.

J. F. ANDREWS,
Clerk of the Executive Council

Roads in Block I, Portobello District, exempted from the Provisions of Section 117 of the Public Works Act, 1908.

LIVERPOOL, Governor. ORDER IN COUNCIL.

At the Government House, at Wellington, this sixth day of October, 1913.

Present:

HIS EXCELLENCY THE GOVERNOR IN COUNCIL.

WHEREAS by subsection one of section one hundred and seventeen of the Public Works Act, 1908, it is, *inter alia*, provided that the said section shall not apply in any case where the local authority having control of any road or street by resolution declares that the provisions thereof shall not apply to any specified road or street, or any specified part thereof, and such resolution is approved by the Governor in Council:

And whereas by subsection two of section one hundred and seventeen of the Public Works Act, 1908, it is provided that such approval may be either absolute or subject to such conditions with respect to the building-line as the Governor, by Order in Council, thinks fit to impose:

And whereas the Portobello Road Board, being the local authority having control of the roads described in the Schedule hereto, did by resolution declare that the provisions of the said section one hundred and seventeen should not apply to the said roads: