

portions of the Raetihi-Ohura Road from the top of Harris's Hill to the bridge over the Orautoha Stream near Meyer's, within the Huikumu and Manganui Ridings of the County of Waimarino, under the Local Bodies' Loans Act, 1913:

And whereas the public notifications of the special order authorizing the raising of the above loan, although published four times, were not published once in each of the four weeks immediately preceding the day on which the subsequent meeting was to be held, inasmuch as no public notice was given in the week immediately preceding the date of confirmation of the special order, as required by the provisions of section ninety-seven of the Counties Act, 1908:

And whereas it appears that the ratepayers have not been misled by such irregularity, and it is expedient to validate the said proceedings:

Now, therefore, His Excellency the Governor of the Dominion of New Zealand, in pursuance and exercise of the powers and authorities conferred on him by section one hundred and eleven of the Local Bodies' Loans Act, 1913, and acting by and with the advice and consent of the Executive Council of the said Dominion, doth hereby validate the said proceedings; and doth hereby order and declare that the said public notifications of the special order authorizing the loan shall be valid to all intents and purposes as though the same had been published in the proper manner, and that the proceedings in connection with the said loan shall not be called into question by reason only of the irregularity aforesaid.

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

Vesting the Management of certain Wharves in the Rodney County Council, and prescribing Dues and making Regulations for the Use of the said Wharves.

LIVERPOOL, Governor.

ORDER IN COUNCIL.

At the Government Buildings at Wellington, this tenth day of May, 1915.

Present:

THE RIGHT HONOURABLE W. F. MASSEY, P.C., PRESIDING
IN COUNCIL.

WHEREAS by Orders in Council dated the thirty-first day of July, one thousand eight hundred and ninety-nine, and the ninth day of April, one thousand nine hundred, the management of the wharf at Port Albert, and of the wharves at Mahurangi Heads, Matakana Sandspit, Upper Matakana, Puhoi, and Warkworth, was vested in the Rodney County Council (hereinafter called "the Council"), for a period of fourteen years computed from the dates of the said Orders in Council, and dues and rates, and regulations, were prescribed and made for the use of the said wharves:

And whereas the period for which the management of the said wharves was vested in the Council has expired, and it is desirable to vest the same in the Council for the period hereinafter stated:

Now, therefore, His Excellency the Governor of the Dominion of New Zealand, in pursuance and exercise of the power and authority conferred upon him by section eleven of the Harbours Act, 1908 (hereinafter called "the said Act"), and of all other powers and authorities enabling him in that behalf, and acting by and with the advice and consent of the Executive Council of the said Dominion, doth hereby vest in the Council the management of the said wharves at Port Albert, Mahurangi Heads, Matakana Sandspit, Upper Matakana, Puhoi, and Warkworth, upon and subject to the terms and conditions set forth in the First Schedule hereto, and doth prescribe the dues and rates, and make the regulations set forth in the Second Schedule hereto, for the use of the said wharves.

FIRST SCHEDULE.

CONDITIONS.

1. ALL His Majesty's subjects shall, at all reasonable times, and upon payment of the proper dues, have free and full liberty to use the above-mentioned wharves, and of ingress and egress thereon and therefrom.
2. 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 wharves without payment.
3. The Council shall maintain and keep the above-mentioned wharves, and all erections thereon, in good order and repair;

and shall at all times exhibit therefrom and maintain at its own cost suitable necessary lights for the guidance of vessels: Provided that no new light shall be exhibited until after it has been approved of by the Marine Department.

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

5. The Council shall appoint all officers and servants required for the management and working of the said wharves.

6. The Council shall not erect or suffer to be erected on the said wharves any building or structure whatever except with the consent of the Marine Department.

7. The Council shall keep a separate account of the receipts and expenditure on account of such wharves, and shall cause such account to be balanced to the 31st March in each year, and shall send a copy of such account, when balanced, to the Marine Department, and shall supply any particulars in reference thereto as may be required by the Marine Department.

8. Nothing herein contained shall authorize the said Council 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 thereunder, and that are now or may hereafter be in force.

9. The rights, powers, and privileges conferred by this Order in Council shall continue in force from the dates of expiry of the periods fixed by the said-recited Orders in Council, until the 31st day of July, 1927, unless in the meantime altered, modified, or revoked by competent authority.

10. That the rights, powers, and privileges conferred under or by virtue of this Order in Council may be at any time resumed by the Governor, on giving to the said Council six calendar months' notice in writing. Any such notice shall be sufficient if given by the Governor or the Minister having Charge of the Marine Department, or any person acting under his or their instructions, and delivered at the last-known address of the said Council, their successors, administrators, or assigns. No compensation or allowance shall be payable in such case.

SECOND SCHEDULE.

WHARFAGE ON VESSELS.

Regular trading-steamers and sailing-vessels, for each wharf per half-year, if paid in advance, per ton register	£	s.	d.
Minimum charge for each wharf per half-year, if paid in advance	1	0	0
Irregular trading-vessels of any class, for each time they come alongside a wharf, per ton register	0	0	1
Minimum charge	0	2	6

All vessels which do not pay their dues in advance will be deemed to be irregular trading-vessels.

Vessels coming alongside the wharves will be held responsible for any damage done to the wharves, and the said Council will repair any such damage and charge the cost of doing so against the master or owner of the vessel doing the damage.

The half-year will commence on the 1st days of January and July in each year.

The masters or owners of all regular trading-vessels shall pay their dues in advance to the Treasurer of the said Council.

All dues payable by irregular trading-vessels shall be paid to the Treasurer of the said Council, or to some one appointed by him to receive them, the payments to be made by the master or owner of the vessel upon the first application.

WHARFAGE ON GOODS.

All goods landed on or shipped from any wharf, per ton weight or measurement	£	s.	d.
Minimum charge	0	0	2

All goods not removed from the wharves or sheds within seven days will be charged 6d. per ton per week or part of a week.

All landing-dues shall be paid quarterly, on returns to be furnished to the Clerk of the said Council, or other person appointed by the said Council, by the receiver of the goods, or on returns from the books of the master or owner of the vessel which carried them.

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