

and issued to the licensee under the said Act for the purposes aforesaid:

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 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 approve of the purpose or object for which the said license is required by the licensee 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 licensee to use and occupy that part of the foreshore on which the said store is to be erected, as shown on plan marked M.D. 4639, so deposited as aforesaid, for the purpose of maintaining the said structure thereon, such license to be held and enjoyed by the licensee 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 that part of the foreshore occupied by the said store as shown on the plan marked M.D. 4639.

3. In consideration of the concessions and privileges granted by this Order in Council the licensee shall, on being supplied with a copy thereof, pay to the Minister the sum of £2 10s., and thereafter an annual sum of £5 in advance, dating from the date of this Order in Council, 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 store without payment.

5. The licensee shall maintain the above-mentioned store in good order and repair.

6. Any person authorized by the Minister may at all reasonable times enter upon the said store and view the state of repair thereof; and upon such Minister leaving at or posting to the last known address of the licensee in New Zealand a notice in writing of any defect or want of repair in such store, requiring him within a reasonable time, to be therein prescribed, to repair the same, he shall with all convenient speed cause such defect to be removed or such repairs to be made.

7. Nothing herein contained shall authorize the licensee 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 to be in force for fourteen years from the date hereof, unless in the meantime such rights, powers, and privileges shall be altered, modified, or revoked by competent authority; and the licensee shall not assign, charge, or part with any such right, power, or privilege without the written consent of the Minister first obtained.

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 licensee 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 licensee in New Zealand.

10. The licensee shall be liable for any injury which the said store may cause any vessel or boat to sustain through any default or neglect on his part.

11. In case the licensee shall—

- (1.) Commit or suffer a breach of the conditions hereinbefore set forth, or any of them;
- (2.) Cease to use or occupy the said store for a period of thirty days;
- (3.) Become bankrupt, or be brought under the operation of any law for the time being in force relating to bankruptcy; or
- (4.) Fail to pay the sums specified in clause 3 of these conditions,—

then and in either of the said cases this Order in Council, and every license, right, power, or privilege, may be revoked and determined by the Governor in Council without any notice to the licensee or other proceeding whatsoever; and publication in the *New Zealand Gazette* of an Order in

Council containing such revocation shall be sufficient notice to the licensee, and to all persons concerned or interested, that this Order in Council, and the license, rights, and privileges thereby granted and conferred, have been revoked and determined.

12. The erection of the said store shall be sufficient evidence of the acceptance by the licensee of the terms and conditions of this Order in Council.

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

*Licensing the Dominion Portland Cement Company (Limited) to occupy a Part of the Foreshore of Whangarei Harbour as a Site for a Wharf Extension.*

LIVERPOOL, Governor.

#### ORDER IN COUNCIL.

At the Government House at Wellington, this tenth day of July, 1916.

Present:

HIS EXCELLENCY THE GOVERNOR IN COUNCIL.

WHEREAS by Order in Council dated the eighth day of December, one thousand nine hundred and thirteen, and published in the *New Zealand Gazette* No. 88, of the eleventh day of the same month, the Dominion Portland Cement Company (Limited) was licensed to occupy a part of the foreshore and land below low-water mark in Whangarei Harbour as a site for a wharf:

And whereas it is desirable that the company should be licensed to occupy a further portion of such tidal land and tidal waters required for the extension of such wharf:

Now, therefore, His Excellency the Governor of the Dominion of New Zealand, in pursuance and exercise of the power and authority vested in him by the Harbours Act, 1908, 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 license the said company to use and occupy such portions of the tidal land and tidal waters of Whangarei Harbour required for the extension of the said wharf as shown on plans marked M.D. 4633 and 4615, and deposited in the office of the Marine Department at Wellington.

This license shall be subject to the conditions of the hereinbefore-recited Order in Council of the eighth day of December, one thousand nine hundred and thirteen, and in consideration of the concessions and privileges granted by this Order in Council the company shall pay to the Minister the sum of two pounds ten shillings, and thereafter an annual sum of six pounds instead of five pounds provided for in the said Order in Council of the eighth day of December, one thousand nine hundred and thirteen.

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

*Revoking Orders in Council licensing W. and R. Fletcher (Limited) to occupy a Part of the Foreshore and Land below Low-water Mark of Whangarei Harbour as a Site for a Wharf and Extension.*

LIVERPOOL, Governor.

#### ORDER IN COUNCIL.

At the Government House at Wellington this tenth day of July, 1916.

Present:

HIS EXCELLENCY THE GOVERNOR IN COUNCIL.

WHEREAS by Orders in Council dated the twentieth day of January, one thousand nine hundred and fourteen, and the first day of March, one thousand nine hundred and sixteen, and published in *New Zealand Gazette* No. 9, of the twenty-ninth day of January, one thousand nine hundred and fourteen, and No. 25, of the second day of March, one thousand nine hundred and sixteen, respectively, His Excellency the Governor in Council did, in pursuance of the Harbours Act, 1908, license W. and R. Fletcher (Limited) to occupy a part of the foreshore and land below low-water mark of Whangarei Harbour for the purpose of erecting and maintaining thereon a wharf and extension, in accordance with plans marked M.D. 4185 and 4572, and deposited in the office of the Marine Department at Wellington, and upon and subject to the terms and conditions therein set forth: And whereas the licensees have asked that such licenses may be revoked:

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 the Harbours Act, 1908, and of all other powers and authorities enabling him in that