

holidays, such ship shall pay to the company for the use of the said wharf a charge at the rate of 1s. per ton on all goods or cargo so discharged from such ship.

Goods Wharfage.

2. Every person who shall use the wharf for landing or shipping any goods shall, before using the same, pay to the company dues as follows, that is to say:—

For all goods landed on this wharf, a rate of 2s. 6d. per ton, weight or measurement, at the option of the Wharfinger. Minimum charge, 6d.

For every head of cattle or horses landed upon or shipped from the said wharf, 2s. 6d. per head.

For every yearling or calf so landed upon or shipped from the said wharf, the sum of 1s. per head.

For every head of sheep or small cattle so landed upon or shipped from the said wharf, the sum of 6d. per head.

For all timber landed on the wharf, a charge of 6d. per 100 ft. will be made.

Wool, 6d. per bale.

3. The company shall appoint any Wharfinger or other officer necessary for the purposes of these regulations.

4. No person shall remove goods from the wharf without having previously paid the dues payable thereon.

5. If any goods remain for more than three hours on the wharf, or in or upon the approaches thereto, the Wharfinger may remove the same to such premises as he thinks fit, and keep the same until payment to the company of the expenses of such removal and of the keeping of the goods, and of any other charges due to the company thereupon, and in default of payment may, in the manner and in the time provided by section 63 of the Harbours Act, 1908, sell the same, and may exercise on behalf of the company all the powers contained in the said section 63.

6. No ballast, timber, coal, produce, or cargo of any description shall be shipped or unshipped except at such time and places, and in such order and mode, as may be directed and deemed expedient by the Wharfinger for the proper working of the wharf.

6A. The company shall keep a separate account of the receipts from and expenditure on the wharf, and shall, during the month of January in each year, forward to the Minister a statement thereof.

7. No person shall deposit any ballast, coal, coke, patent or other fuel on the wharf or in any shed without special permission from the Wharfinger.

8. No ashes, rubbish, or refuse shall be landed on the wharf until vehicles are brought alongside to receive them.

9. Three hours' notice must be given to the Wharfinger of the intention to land any rubbish, ashes, or refuse.

10. No goods or articles of any description which, in the opinion of the Wharfinger, are likely to occasion damage to the wharf or any shed in connection therewith shall be discharged or landed on the wharf or placed in any such shed.

11. No person shall place or leave upon the wharf, or in any shed in connection therewith, any vegetable or animal matter or goods which are in a state of decay or putrefaction; and any goods which are, in the opinion of the Wharfinger, unfit to remain on the wharf, or harmful to other goods stored on the wharf or in any such shed, may be removed from the wharf by the company, and the consignee or owner of such goods shall upon demand repay to the company the cost of such removal.

12. It shall not be lawful for any person to remove any goods from the wharf until all the wharfage entries are passed on the form prescribed by the company, and all dues paid in respect of such goods, and a receipt from the Wharfinger for all dues payable, or an authority to deliver such goods from the company, or any of them, shall have been obtained.

13. All explosives, kerosene, and all goods of a dangerous or inflammable character shall be removed by the owner, agent, or consignee immediately on being landed, and such owner, agent, or consignee failing to do so will be held responsible for any damage or loss that may accrue from any accident arising therefrom, in addition to the penalty provided for breach of these regulations, and the company shall not be responsible for any damage or loss which may accrue to such goods.

14. The company does not hold itself responsible for the safety of goods deposited in the wharf-shed, or upon any part of the wharf.

15. The master of any vessel loading or discharging at the wharf shall be deemed accountable for the proper slinging and landing of all goods, and responsible for any damage that may occur either from the breakage of slings or from the goods being improperly slung or improperly handled.

16. It shall be the duty of the master to cause proper tarpaulins to be stretched from the wharf to the vessels loading or discharging as aforesaid, and to be there maintained while cargo or ballast is being handled or shipped.

17. In case any vessel does or causes any damage to the wharf or any part thereof, or to any machinery or building thereon or appertaining thereto, then and in any such case the master of such vessel shall forthwith report the occurrence to the Wharfinger.

18. Any damage done or caused as aforesaid may be repaired by the company, and the cost thereof shall be recoverable by the company from the master and owner of any vessel, or either of them, in any Court of competent jurisdiction.

19. All goods landed on the wharf, or brought thereon for shipment, shall be placed as the Wharfinger or other authorized person directs, and so as to keep all mooring posts or rings free and all rails and tramways clear.

20. The Wharfinger shall have the power to close the wharf, or any portion thereof, whenever in his opinion it is advisable to do so, and no person shall enter upon the wharf or portion so closed without the consent of the Wharfinger.

21. The master of every vessel lying at the wharf shall give way to any mail-steamer, whether discharging cargo or passengers, and shall either vacate his berth or assist the master of the mail-steamer to moor alongside his vessel, and allow the passengers and cargo to be shipped and unshipped over and across the deck of his vessel, as the case may require, under such conditions as the Wharfinger may impose.

22. The master of every vessel, whether carrying passengers or not, when lying alongside the wharf shall fix, and at all times keep fixed, a safe and proper gangway from such vessel to the wharf; such gangway shall have side-rails or stanchions with ropes rove taut through same, the top rail or rope being not less than 3 ft. high, and he shall also keep a gangway-net properly secured beneath the gangway, and shall at all times throughout the night (that is to say, from sunset to sunrise) show and exhibit a proper light fixed to each gangway, and shall conform to and obey all orders the Wharfinger may give regarding the position, size, and kind of such gangways and lights.

23. The master, owner, or agent of every vessel shall produce the certificate of registry of his vessel if registered, and shall give to the Wharfinger or other person in charge a copy of the bill of lading, freight-list, or manifest of the cargo, or other proper account of all goods intended to be unshipped from the vessel on to the wharf, and also of all goods shipped from the wharf on to the vessel.

24. Such bill of lading, freight-list, manifest, or other account shall contain full particulars of the weights and measurements of such goods according as freight is payable, and the master shall pay to the Wharfinger or other person in charge all wharfage charges on such goods according to the scale herein contained.

25. If any person fails, or refuses, or neglects to do anything by these regulations required to be done, observed, or performed, or in any manner obstructs, impedes, or interferes with the doing of anything enjoined, required, or authorized to be done, or does anything prohibited by these regulations, he shall in each and every case so offending be liable to a fine not exceeding £5.

F. D. THOMSON,
Acting Clerk of the Executive Council.

York Street, in the Borough of Newmarket, exempted from the Provisions of Section 117 of the Public Works Act, 1908.

LIVERPOOL, Governor-General.

ORDER IN COUNCIL.

At the Government House at Wellington, this twenty-ninth day of September, 1919.

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL 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-General 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-General, by Order in Council, thinks fit to impose:

And whereas the Newmarket Borough Council, being the local authority having control of the street described in the Schedule hereto, has passed the following resolution—viz., "That the Newmarket Borough Council declares that the provisions of section one hundred and seventeen of the Public