

declares that the provisions of section one hundred and seventeen of the Public Works Act 1908, shall not apply to Upton Terrace":

And whereas it is deemed expedient that such resolution should be approved:

Now, therefore, His Excellency the Governor-General 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.

SCHEDULE.

ALL that street in the City of Wellington known as Upton Terrace, running in a north-westerly direction from Tinakori Road towards Grant Road in the said city. As the same is more particularly delineated on the plan marked P.W.D. 48258, deposited in the office of the Minister of Public Works at Wellington, in the Wellington Land District, and thereon coloured red.

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

Regulations as to Licenses for the Taking of Toheroa at Ahipara, on the West Coast of the North Island.

LIVERPOOL, Governor-General.

ORDER IN COUNCIL.

At the Government House at Wellington, this 14th day of May, 1920.

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL.

WHEREAS it is provided by the fifth section of the Fisheries Act, 1908 (hereinafter termed "the said Act"), that the Governor-General may from time to time, by Order in Council gazetted, make regulations which shall have force and effect either throughout New Zealand or only in such waters or places as are specified in the regulations for, *inter alia*, imposing conditions and restrictions on the taking of fish:

And whereas it is desirable to make the regulations specified in the First Schedule hereto imposing conditions and restrictions on the taking of the shell-fish in the areas specified in the Second Schedule hereto:

Now, therefore, His Excellency the Governor-General of the Dominion of New Zealand, in pursuance and exercise of the power and authority conferred upon him by section five of 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 make the regulations set forth in the First Schedule hereto, imposing conditions and restrictions on the taking of toheroa from the places respectively specified in the Second Schedule hereto; and doth hereby declare that the said regulations shall come into force on the date of the publication thereof in the *New Zealand Gazette*.

FIRST SCHEDULE.

1. No person, firm, or company shall take toheroa, for the purpose of canning the same, without a license in writing under the hand of the Minister of Marine (hereinafter referred to as "the Minister"), and subject to the regulations hereinafter specified.

2. When any of the areas mentioned in the Second Schedule hereto become available for leasing, a notification that applications will be received for licenses in respect of such areas shall be advertised in a newspaper circulating in the Kaipara district. Should there be more than one application for any of the said areas, the applicant who has a toheroa canning factory in the district shall be given the preference, and if the owners of two or more of such factories apply for the same area the applicant who has had his factory in use for the longest time shall be given preference.

3. No person, firm, or company shall be granted a license for more than one of the areas specified in the Second Schedule hereto:

Provided that when any unoccupied area is advertised for lease in accordance with the foregoing provisions, and the only applicants for such area already have a canning factory in the district, and are the holders of a license in respect of any other of the said areas, the Minister may, in his discretion, grant to one of the said applicants a license for the area so advertised for lease.

4. The licensee shall have the exclusive right to take toheroa for canning purposes from the area included in his license; provided, however, that any persons who desire to take them for their own consumption shall be allowed to do so without charge.

5. The license shall remain in force for a period of ten years from the date hereof, unless in the meantime such license is cancelled as hereinafter provided, and the licensee shall not dispose of, assign, or charge his interest in the license without the written consent of the Minister first obtained.

6. The licensee shall pay in respect of the license held by him an annual rental of £15 in advance, dating from the date of the license.

7. The licensee shall erect and maintain a properly equipped factory for canning toheroa on or adjacent to the area in respect of which his license is issued, and the factory shall be completed and in full working-order within one year from the date of the issue of the license.

8. The working of the area in respect of which the license is issued shall be under the control of an Inspector of Fisheries, who shall have power to regulate the quantity of toheroa that may be taken, in order to prevent the beds being depleted or injuriously affected.

9. In case the license shall—

- (1.) Commit or suffer a breach of these regulations, or any of them;
- (2.) Fail to pay the sum specified in clause 6 of these regulations;
- (3.) Take toheroa from any area other than that in respect of which his license is issued without the previous consent of the Minister; or
- (4.) Work the beds in such a way that they become depleted or injuriously affected.—

then and in any of the said cases the Minister may cancel the said license on giving written notice to the licensee; and upon such cancellation the licensee shall forthwith remove all buildings and structures from the area in respect of which the license was issued.

SECOND SCHEDULE.

AREA No. 1.—Commencing at a point three miles north of Ahipara and extending generally northwards for a distance of approximately twenty-seven miles.

Area No. 2.—Commencing at the northern boundary of Area No. 1 and extending generally northwards for a distance of approximately twenty-seven miles, to Scott's Point.

As the said areas are respectively delineated on plan marked M.D. 5174, and deposited in the office of the Marine Department at Wellington, the boundaries of the areas being marked by white painted posts bearing the words "Area No. " with the figure for the number of the area after the word "No."

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

Vesting the Control of a Reserve in the Rangitikei County Council.

LIVERPOOL, Governor-General.

ORDER IN COUNCIL.

At the Government House at Wellington, this fourteenth day of May, 1920.

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL.

WHEREAS the land described in the Schedule hereto has been permanently reserved for a site for a roadman's cottage:

And whereas it is expedient that the control of the said reserve should be vested in the Rangitikei County Council:

Now, therefore, His Excellency the Governor-General of the Dominion of New Zealand, acting by and with the advice and consent of the Executive Council of the said Dominion, and in exercise of the powers and authorities conferred upon him by section two of the Public Reserves and Domains Amendment Act, 1914, doth hereby vest the control of the said reserve in the Rangitikei County Council.

SCHEDULE.

WELLINGTON LAND DISTRICT.

ALL that area in the Wellington Land District, containing by admeasurement 3 acres 0 roods 5½ perches, more or less, being Suburban Section 15, Town of Mataroa. Bounded towards the west by Section 3, Block XVI, Maungakaretu Survey District, 1128.2 links; towards the north-east by the Main Trunk Railway, 638.3 links; towards the east generally by a public road, 80.4, 144.3, and 332.3 links; and towards the south-east by Suburban Section 40, Town of Mataroa, 424.4 links: be all the aforesaid linkages more or less. As the same is delineated on a plan marked L. and S. 6/1/243, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon bordered red.

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