

Declaring Portion of the Round Hill Road, in the Whangamomona County, to be a County Road.

JELlicoe, Governor-General.

ORDER IN COUNCIL.

At the Government Buildings at Wellington, this 24th day of January, 1923.

Present :

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

IN pursuance and exercise of the powers vested in him by the Public Works Act, 1908, and of all other powers in anywise enabling him in this behalf, 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, doth hereby order and declare that the portion of road described in the Schedule hereto shall, on and after the date of this Order in Council, become a county road.

SCHEDULE.

ALL that portion of the Round Hill Road, in the Taranaki Land District, Whangamomona County, commencing at a point in Section 4, Block XI, Mahoe Survey District, fifty-six chains south of its junction with Tahunaroa Road, and proceeding thence generally in a south-easterly direction, adjoining or passing through part of the said Section 4 and part Section 6, Block XI, Mahoe Survey District, and terminating at a point seventeen chains south of the boundary between the said Sections 4 and 6, Block XI, Mahoe Survey District; being a distance of sixty-five chains, more or less. As the said portion of road is more particularly delineated on the plan marked P.W.D. 56257, 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.

License authorizing the Opunake Electric-power Board to use Water from the Waiaua River for the Purpose of generating Electricity, and to use Electric Lines within the Opunake Electric-power District.

JELlicoe, Governor-General.

ORDER IN COUNCIL.

At the Government Buildings at Wellington, this 24th day of January, 1923.

Present :

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

IN pursuance and exercise of the powers conferred by the Electric-power Boards Act, 1918, the Public Works Amendment Act, 1908, the Public Works Amendment Act, 1911, and of all other powers in anywise enabling him in this behalf, 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, doth, with the consent of the Opunake Electric-power Board, being the purchaser of the electric works of the Opunake Town Board, hereby cancel the license dated the twenty-seventh day of May, one thousand nine hundred and nineteen, and published in the *New Zealand Gazette* No. 63, of the twenty-ninth day of May, one thousand nine hundred and nineteen, authorizing the Opunake Town Board to use water from the Waiaua River for the purpose of generating electricity, and to erect electric lines within the Opunake Town District and portion of the Egmont County, and also doth—subject to the conditions set forth in the Schedule hereto, and to the regulations made under section two of the Public Works Amendment Act, 1911, and dated the ninth day of October, one thousand nine hundred and twenty-two, published in the *New Zealand Gazette* of the twelfth day of the same month, or any regulations hereafter made in amendment thereof or in substitution thereof (and hereinafter collectively referred to as “the regulations”), and which regulations shall be deemed to be incorporated herein—hereby grant to the Opunake Electric-power Board, being an electric-power Board duly constituted under the provisions of the Electric-power Boards Act, 1918 (hereinafter with its successors and assigns referred to as “the licensee”), a license to take and use from the Waiaua River (hereinafter referred to as “the said river”), in the Taranaki Land District, for the purposes hereinafter set forth, a stream of water (hereinafter referred to as “the said water”) not exceeding 35 cubic feet per second at any one time; and also to use electric lines for power, lighting, heating,

B

or other uses within the Opunake Electric-power District, as defined by Proclamation dated the ninth day of August, one thousand nine hundred and twenty-one, and published in the *New Zealand Gazette* No. 77, of the eighteenth day of August, one thousand nine hundred and twenty-one; such electric lines at present proposed to be used being indicated on plans marked P.W.D. 55074, and deposited in the office of the Minister of Public Works at Wellington, in the Wellington Land District; but nothing herein shall be held to guarantee that the said river contains sufficient water to supply 35 cubic feet per second hereinbefore mentioned.

SCHEDULE.

1. UTILIZATION OF THE WATER.

The said water shall be used solely for the purpose of generating electricity, and the whole of such water shall be returned to the Waiaua River at or near the power-house.

2. LOCATION OF HEADWORKS.

The said water shall be taken from the said river at the headworks, situated in and adjoining the Waiaua River, at a point indicated on the plans marked P.W.D. 55704, deposited in the office of the Minister at Wellington, in the Wellington Land District.

3. MAINTENANCE OF WORKS.

The licensee shall maintain the works used under this license in proper working-order during the continuance of such license.

4. DURATION OF LICENSE.

This license shall, unless sooner determined in accordance with the provisions hereinafter expressed, continue in force for a period of forty-two years from the date hereof. Upon the expiry of the said term, or upon the sooner determination of this license by revocation or otherwise, all rights hereby granted to the licensee shall thereupon cease and determine, but such expiration or determination shall not relieve the licensee of any liability theretofore incurred under this license.

5. RENTAL.

The licensee shall, in respect of this license, pay to the Public Works Engineer for the district, or otherwise as the Minister may from time to time require, a rental at the rate of 1s. per annum per kilowatt of maximum output, as recorded by the wattmeter to be installed by the licensee at the power-house; payment to be made yearly on the 31st day of March in each year, commencing from the day electrical power is first supplied. For the purpose of this clause “maximum output” means twice the number of units generated and recorded in the half-hour during which the output is the maximum for the year. Wattmeter readings shall be recorded half-hourly throughout each day. The minimum rental shall not be less than £10 per annum.

6. GRANTING OF OTHER WATER-RIGHTS.

Nothing herein shall prevent the Governor-General in Council from granting to any person or body corporate other than the licensee a license to take water from any portion of the said river, except at the place where the licensee is by this license empowered to take it; provided that no such license shall so operate as to reduce the natural fall between the headworks and tail-water, or the volume of the water which the licensee is by this license authorized to take from the said river.

7. VARIATION IN CONDITIONS OF LICENSE

The terms and conditions of this license may at any time or from time to time, at the request or with the consent in writing of the licensee, be altered by the Governor-General by Order in Council.

8. SURRENDER OF LICENSE.

The licensee may at any time, with the consent of the Minister, surrender this license, and shall thereupon, if so required by the Minister, remove from the ground all removable equipment, machinery, buildings, poles, transmission-lines, and other plant herein authorized to be installed or provided. If the licensee fails or neglects so to remove the said plant within twelve months after being required so to do, such equipment, machinery, buildings, poles, lines, and other plant shall, without payment or compensation, vest in and become the property of the Crown.

9. CHARGES FOR ELECTRICAL ENERGY.

The charges for electrical energy shall not exceed 1s. per unit for lighting and 6d. per unit for motor-power, heating, or cooking purposes; provided that “lighting purposes” shall include the operation of motor generators for lighting purposes; and provided further that if accounts are paid within fourteen days after due date the charges shall not