

howsoever, whether the rate of interest or the term of years of the loan was or was not specified or determined, and such money or any part thereof has not been borrowed, the local authority may, with the precedent consent of the Minister of Finance, borrow such money, or such amount thereof as has not been borrowed, at such rate of interest or for such term not less than ten years, as may be prescribed by the Governor-General by Order in Council:

And whereas the Manukau County Council has been authorized to borrow the sum of twelve thousand seven hundred and forty pounds for liquidating its antecedent liability:

And whereas the Minister of Finance has given his precedent consent as required by the above-recited section eleven, and it is desired that the rate of interest at which the money may be borrowed be not exceeding six per centum per annum:

Now, therefore, His Excellency the Governor-General of the Dominion of New Zealand, in pursuance and exercise of the power and authority vested in him as aforesaid, and acting by and with the advice and consent of the Executive Council of the said Dominion, doth hereby prescribe that the rate of interest that may be paid by the Manukau County Council in respect of the said loan of twelve thousand seven hundred and forty pounds shall be a rate not exceeding six per centum per annum, and the said Manukau County Council is hereby authorized to borrow the said sum of twelve thousand seven hundred and forty pounds accordingly.

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

Licensing the Manukau County Council to use and occupy a Part of the Foreshore of the Wairoa River, Auckland, as a Site for a Wharf, and Prescribing Dues for its Use.

JELlicoe, Governor-General.

ORDER IN COUNCIL.

At the Government Buildings at Wellington, this 17th day of January, 1923.

Present:

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

WHEREAS by Order in Council dated the twentieth day of January, one thousand nine hundred and nine, and published in the *New Zealand Gazette* No. 6, of the twenty-eighth day of the same month, the Wairoa Road Board was licensed to use and occupy a part of the foreshore and land below low-water mark of the Wairoa River at Clevedon, in order to erect and maintain a wharf thereon, in accordance with plan marked M.D. 3273 and deposited in the office of the Marine Department at Wellington:

And whereas the said Road Board has become merged in the Manukau County Council (hereinafter called "the Council"):

And whereas the said license will expire on the twentieth day of January next, and, the Council having applied for a renewal thereof, it is desirable to grant the same; and also to prescribe the dues and rates to be charged and taken for the use of the said wharf:

Now, therefore, His Excellency the Governor-General of the Dominion of New Zealand, in pursuance and exercise of the power and authority vested in him by the Harbours Act, 1908 (hereinafter called "the said Act"), and of all other powers and authorities enabling him in that behalf, and by and with the advice and consent of the Executive Council of the said Dominion, doth hereby license and permit the Council to use and occupy that part of the foreshore and land below low-water mark which are particularly shown and delineated on the plans marked M.D. 3273 so deposited as aforesaid, for the purpose of maintaining the wharf so erected as aforesaid, such license to be held and enjoyed by the Council upon and subject to the terms and conditions set forth in the First Schedule hereto; and doth also prescribe that the dues and rates set forth in the Second Schedule hereto shall be charged and taken by the Council for the use of the said wharf.

FIRST 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 the parts of the foreshore and land below low-water mark necessary for the maintenance of such wharf, which are shown on the plan marked M.D. 3273, and deposited in the office of the Marine Department as aforesaid.

3. The Council shall maintain the above-mentioned wharf in good order and repair, and shall at all times exhibit therefrom, and maintain at its own cost, suitable and necessary

lights for the guidance of vessels; provided that no light shall be exhibited until after it has been approved of by the Minister.

4. Any person authorized by the Minister may, at all reasonable times, enter upon the said wharf and view the state of repair thereof; and upon such Minister 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 wharf, requiring the Council, within a reasonable time, to be therein prescribed, to make good the same, the Council shall with all convenient speed cause such defect to be removed or such repairs to be made, as the case may be.

5. Nothing herein contained shall authorize the 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 any regulations made thereunder, and that are now or may hereafter be in force.

6. His Majesty or the Governor-General, 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 wharf without payment.

7. The rights, powers, and privileges conferred by or under this Order in Council shall continue in force for fourteen years from the twentieth day of January, one thousand nine hundred and twenty-three, unless in the meantime such rights, powers, and privileges shall be altered, modified, or revoked by competent authority; and the Council shall not assign, charge, or part with any such right, power, or privilege without the previous written consent of the Minister first obtained.

8. The said rights, powers, and privileges may be at any time resumed by the Governor-General, without payment of any compensation whatever, on giving to the Council 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 Council.

9. The Council shall be liable for any injury which the said wharf may cause any vessel or boat to sustain through any default or neglect on its part.

10. In case the Council shall—

(1.) Commit or suffer a breach of the conditions hereinbefore set forth, or any of them: or

(2.) Cease to use or occupy the said wharf for the purposes aforesaid for a period of thirty days,—

then and in either of the said cases this Order in Council, and every license, right, power, or privilege thereby conferred, may be revoked and determined by the Governor-General in Council without any notice to the Council or other proceedings whatsoever; and publication in the *New Zealand Gazette* of an Order in Council containing such revocation shall be sufficient notice to the Council, 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.

SECOND SCHEDULE.

On regular trading-vessels over 5 tons register: £5 per annum.
On vessels other than traders over 5 tons register: For each time of using the wharf, 5s.

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

Declaring Invercargill Estuary Farm to be a Sanctuary for Imported and Native Game.

JELlicoe, Governor-General.

PURSUANT to the powers vested in me by the Animals Protection and Game Act, 1921-22, I, John Rushworth, Viscount Jellicoe, Governor-General of the Dominion of New Zealand, do hereby notify and declare that the area described in the Schedule hereto shall be a sanctuary for the purposes of the said animals Protection and Game Act, and that no imported or native game shall be taken or killed within the said area, except pursuant to an authority granted under section thirty-one or section thirty-two of the said Act; nor shall any person, except under such conditions as may from time to time be prescribed by the Minister, take any dog or firearm into such area, or discharge any firearm or explosive in such area, or do anything likely to cause any imported game or native game to leave such area.

Notwithstanding anything herein contained or contained in section 6 of the Animals Protection and Game Act, 1921-22, sheep or cattle dogs, being the property of the Prisons Department, may be taken on such sanctuary by officers of that Department.

SCHEDULE.

ALL that area in the Land District of Southland, in the Borough of Invercargill, bounded on the south by Tweed