

*Revoking General Harbour Regulations and making Others in lieu thereof.*

CHARLES FERGUSSON, Governor-General.

ORDER IN COUNCIL.

At the Government Buildings at Wellington, this 17th day of May, 1927.

Present :

THE HONOURABLE W. DOWNIE STEWART PRESIDING IN COUNCIL.

WHEREAS by Orders in Council dated the seventh day of May, one thousand nine hundred and nineteen, and the thirtieth day of August, one thousand nine hundred and twenty-six, and published in the *New Zealand Gazette* No. 62, of the twenty-second day of May, one thousand nine hundred and nineteen, and No. 61, of the ninth day of September, one thousand nine hundred and twenty-six, respectively, certain General Harbour Regulations were made for the purposes therein set forth :

And whereas it is desirable to revoke the said regulations, and to make other regulations in lieu thereof :

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 two hundred and thirty-four of the Harbours Act, 1923, 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 revoke the hereinbefore-recited regulations, and doth hereby make the following regulations in lieu thereof.

REGULATIONS.

Chains, ropes, &c., to be tested.

1. ALL chains, including rings, long or wide links, shackles, swivels, and hooks, wire ropes, and fibre ropes, used for working cargo on board a ship, hulk, or lighter shall have been tested.

Offence to sell or purchase chains or ropes not tested.

2. A maker of or dealer in chains or ropes shall not sell or contract to sell, nor shall any person purchase or contract to purchase, any chains or rope for working cargo unless it has been previously tested in accordance with these regulations. If any person acts in contravention of this section he shall be guilty of an offence.

Warranty on contract for sale of chain or rope.

3. Every contract for the sale of a chain or rope for working cargo shall, in the absence of an express stipulation to the contrary, be deemed to imply a warranty that the chain or rope has before delivery been tested in accordance with these regulations. The burden of proving the existence of any such express stipulation, and the testing and stamping, shall, in case of dispute, lie on the seller.

Persons not relieved from responsibility.

4. No maker of or dealer in chains or ropes, and no shipowner or other person, shall by reason of these regulations, or of anything done thereunder, be relieved from any responsibility in respect of any chain or rope made, sold, or used by him to which, but for these regulations, he would have been subject.

Tensile and breaking loads of chain.

5. The tensile load and the breaking-load used for the purpose of testing chains shall be those specified in Appendix I, or such tests as are substituted by order of the Marine Department under section 26.

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