

- (a) The said poll of ratepayers had been taken at the proper time:
- (b) The said notice had contained the words "the cost of reconstructing and erecting bridges," in lieu of the words "the cost of repairing and erecting bridges":
- (c) The notification published pursuant to section twelve of the said Act had stated the proposal therein referred to as a proposal to borrow the sum of twenty thousand pounds:

And that the validity of the proceedings in connection with the said loan or the validity of the security of the said loan shall not be called in question by reason only of the irregularities or defects aforesaid.

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

(T. 49/203.)

*Vesting the Control of Part of the Foreshore at Whakatane in the Whakatane County Council.*

CHARLES FERGUSSON, Governor-General.  
ORDER IN COUNCIL.

At the Government Buildings at Wellington, this 11th day of February, 1929.

Present:

THE RIGHT HONOURABLE SIR J. G. WARD, PRESIDING IN COUNCIL.

WHEREAS it is enacted by section one hundred and fifty-eight of the Harbours Act, 1923 (hereinafter called "the said Act"), that where the foreshore outside the limits of a harbour is not vested in any Harbour Board or other local authority, the Governor-General may by Order in Council grant, for a period not exceeding twenty-one years, the control of such part or parts thereof as he thinks fit in any local authority, Domain Board, or persons acting as trustees for the inhabitants of the locality, upon such conditions as may be prescribed in the Order:

And whereas the foreshore hereinafter described is not vested in any Harbour Board or other local authority, and the Whakatane County Council (hereinafter called "the Council") has applied to the Governor-General in Council for the control thereof:

And whereas it is desirable that the control should be granted to the Council:

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 the said Act, and acting by and with the advice and consent of the Executive Council, doth hereby grant to the Council the control of the foreshore as described in the First Schedule hereto, and subject to the terms and conditions set forth in the Second Schedule hereto.

FIRST SCHEDULE.

THAT portion of the foreshore at Whakatane commencing at the western side of the road from Whakatane to the Ohope Beach, and extending generally south-eastwards to the eastern boundary, Whakatane County. As the same is shown between points marked "A" and "B" and hatched red on plan marked M.D. 6615, and deposited in the office of the Marine Department at Wellington.

SECOND 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. In these conditions the term "foreshore" means all land between high-water mark at ordinary spring tides and low-water mark of ordinary spring tides.

3. The concessions and privileges conferred by this Order in Council shall extend and apply only to those parts of the foreshore as shown hatched red on plan marked M.D. 6615, and deposited in the office of the Marine Department at Wellington.

4. 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 out and over the said foreshore without payment.

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 with any regulation of the Minister of Customs, or with any provision of the Harbours Act, 1923, or its amendments, or any regulations made thereunder, and that are or may hereafter be in force.

6. The rights, powers, and privileges conferred by this Order in Council shall not apply to those portions of the foreshore required for securing the shore ends of any telegraph-

cables that are at present or may be at any time laid down within the said area of foreshore.

7. The Council may enclose any part or parts of the foreshore described in the First Schedule hereto for the purpose of holding athletic sports or games, and may by by-law fix a charge for admission to such enclosed part or parts, provided that the total number of days on which such enclosures are made shall not exceed six in any one year.

8. The Council may, subject to the provisions of section 171 of the Harbours Act, 1923, erect or license or permit the erection of bathing-sheds or boat-sheds on the foreshore described in the First Schedule hereto, and may make by-laws regulating the use thereof, and may fix charges for such use; provided that the funds so received shall be expended in improving the foreshore for the benefit of the public.

9. Nothing herein contained shall authorize the Council to remove or cause to be removed any stone, sand, shingle, or shells without the consent of the Minister being first obtained.

10. By-laws made by the Council under the said Act in respect of the foreshore shall not have effect unless and until approved in writing by the Minister.

11. The rights, powers, and privileges conferred by or under this Order in Council shall continue to be in force for twenty-one years from the date hereof, unless in the meantime such rights, powers, and privileges shall be altered, modified, or revoked by competent authority.

12. 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 six 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 in New Zealand.

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

*Vesting Control of a Reserve under the Tourist and Health Resorts Control Act, 1908.*

CHARLES FERGUSSON, Governor-General.  
ORDER IN COUNCIL.

At the Government House at Wellington, this 19th day of February, 1929.

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL.

IN pursuance and exercise of the power and authority conferred on him by section five of the Tourist and Health Resorts Control Act, 1908 (hereinafter termed "the said Act"), 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 vest the control of the reserve for recreation, described in the Schedule hereto, in the Minister of the Crown for the time being having the administration of the said Act, and doth hereby declare that the said reserve shall be administered under the said Act.

SCHEDULE.

AUCKLAND LAND DISTRICT.

SECTIONS 9, 10, and 11, Block LXX, Town of Rotorua: Area, 2 roods 24.5 perches, more or less.

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

*Vesting a Reserve in the Maniototo County Council.*

CHARLES FERGUSSON, Governor-General.  
ORDER IN COUNCIL.

At the Government Buildings at Wellington, this 11th day of February, 1929.

Present:

THE RIGHT HONOURABLE SIR J. G. WARD, PRESIDING IN COUNCIL.

WHEREAS the land described in the Schedule hereto has been duly set apart as a rubbish and sanitary reserve; And whereas, in the opinion of the Governor-General, it is expedient to vest the said reserve in the Chairman, Councillors, and Inhabitants of the County of Maniototo:

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 four of the Public Reserves and Domains