

2. Within fourteen days after receipt of notice of any decision of the Council which may be the subject of an appeal the appellant shall state and sign a case setting forth the facts and the grounds of objection to the decision of the Council, and the redress to which the appellant considers himself to be entitled, and shall, within the period aforesaid, file the same in the Court and serve a copy thereof on the Council.

3. Such case shall state an address for service within the borough at which address the appellant may be served with any document or written communication in connection with the appeal.

4. Within seven days after service on it of the case stated, the Council shall file in the Court an answer to the case, and serve a copy thereof on the appellant. Such answer shall set forth the facts as alleged by the Council and the grounds of its decision.

5. After the filing of the case by the appellant the Magistrate or the Clerk of the Court shall, on the application of either party, appoint a place and time for the hearing of the appeal, such time not being earlier than twenty-one days after the date of the filing of the case.

6. The party at whose instance a place and time for hearing have been appointed shall, within four days after the making of such appointment, serve upon the other party a notice stating the place and time so appointed.

7. Subject to the provisions of these regulations the appeal shall be heard and determined in accordance with the ordinary practice of the Court as on the trial under the Magistrates' Courts Act, 1928, of an action instituted between the appellant as plaintiff and the Corporation of the borough as defendant, and the rules of the Court shall apply thereto accordingly.

8. Any time fixed by these regulations may be shortened or extended by the written consent of the parties filed in the Court, or may be extended by a Magistrate on the application of either party, on such terms as the Magistrate may think fit, and whether such application or extension be made before or after the expiry of the time so fixed by these regulations.

9. The like fees shall be taken by the Clerk of Court in respect of any proceedings under these regulations as are for the time being directed to be taken in actions under the Magistrates' Courts Act, 1928, and the Court shall have the same power as it enjoys under the last-mentioned Act of ordering that the costs of any such proceedings, including fees of Court and witnesses expenses and other necessary payments or disbursements and solicitors' fees, be paid by the appellant or by the Corporation of the borough to the other of them, and the Court may for the purpose of assessing any such fees make an estimate of the value of the rights which are the subject of the appeal, but so that such estimate shall not in any case exceed the sum of £300, and any sums ordered to be paid under this regulation shall be recoverable in like manner as upon a judgment under the last-mentioned Act.

10. Any matter or proceeding commenced under the regulations hereby revoked and pending or in progress on the coming into force of these regulations may be continued and completed and enforced under these regulations.

F. D. THOMSON,

Clerk of the Executive Council.

(I.A. 19/50/80.)

*Warrant vesting the Control of Portage Road, in the Otahuhu Borough Council, and apportioning the Cost of Maintenance.*

CHARLES FERGUSSON, Governor-General.

IN pursuance and exercise of the power and authority vested in me by the Public Works Act, 1928, and of all other powers and authorities in anywise enabling me in this behalf, I, General Sir Charles Fergusson, Baronet, Governor-General of the Dominion of New Zealand, do hereby direct that the portion of Portage Road described in the Schedule hereto shall, on and after the date of the gazetting hereof, be under the control of the Otahuhu Borough Council; and I do hereby further direct that the cost of maintaining the said portion of road shall be borne by the Otahuhu Borough Council and the Mount Wellington Road Board in the following proportions—viz.: the Otahuhu Borough Council shall bear sixty-six and two-thirds (66 $\frac{2}{3}$ ) per centum of such cost and the Mount Wellington Road Board shall bear thirty-three and one-third (33 $\frac{1}{3}$ ) per centum of such cost, respectively; and I do also further direct that any contribution hereby required to be made as aforesaid by the Mount Wellington Road Board shall be paid from time to time in the proportion hereinbefore prescribed, out of the funds of the said Board, within a period of one month after demand in writing made by or on behalf of the Otahuhu Borough Council, and that such payment

shall be made from time to time to the Town Clerk, Otahuhu, for and on behalf of the Mount Wellington Road Board.

SCHEDULE.

ALL that portion of street situated in the North Auckland Land District, known as Portage Road, and situated on portion of the boundary between the Borough of Otahuhu and the Mount Wellington Road District. As the same is more particularly delineated on the plan marked P.W.D. 73184, deposited in the office of the Minister of Public Works at Wellington, and thereon coloured red.

As witness the hand of His Excellency the Governor-General, this 19th day of April, 1929.

E. A. RANSOM, Minister of Public Works.

(P.W. 51/1205.)

*Primary-education Endowment in Block X, Tuapeka East Survey District, Otago Land District, set apart as a Site for a Public School.*

CHARLES FERGUSSON, Governor-General.

WHEREAS by section thirty-three of the Education Reserves Act, 1928, it is enacted that the Governor-General may, on the recommendation of the Land Board of the district in which are situated any reserves or endowments vested in the Crown by or in pursuance of section two of the Education Reserves Amendment Act, 1910, or of section twenty-two of the first-mentioned Act, set apart as sites for public schools, secondary schools, or technical schools any part of such reserves or endowments:

And whereas the Land Board of the Otago Land District has duly passed a resolution recommending that the primary-education endowment described in the Schedule hereto should be set apart as a site for a public school, and it is expedient to give effect to such recommendation:

Now, therefore, I, General Sir Charles Fergusson, Baronet, Governor-General of the Dominion of New Zealand, in pursuance and exercise of the powers conferred by the Acts aforesaid, do hereby set apart the primary-education endowment described in the Schedule hereto as a site for a public school (Wetherstones).

SCHEDULE.

OTAGO LAND DISTRICT.

SECTION 30, Block X, Tuapeka East Survey District: Area, 1 acre 0 roods 13 perches.

As witness the hand of His Excellency the Governor-General, this 19th day of April, 1929.

GEO. W. FORBES, Minister of Lands.

*Postmaster appointed to take and receive Statutory Declarations.*

PURSUANT to the authority conferred upon me by the three-hundred-and-first section of the Justices of the Peace Act, 1927, I, General Sir Charles Fergusson, Baronet, the Governor-General of the Dominion of New Zealand, do hereby notify and declare that Frederick Scherp, being a person holding the office of Postmaster under the Post and Telegraph Act, 1928, at Tuai, is authorized to take and receive statutory declarations under the three-hundred-and-first section of the Justices of the Peace Act, 1927.

As witness my hand, this 18th day of April, 1929.

CHARLES FERGUSSON, Governor-General.

*Postmaster appointed to take and receive Statutory Declarations.*

PURSUANT to the authority conferred upon me by the three-hundred-and-first section of the Justices of the Peace Act, 1927, I, General Sir Charles Fergusson, Baronet, the Governor-General of the Dominion of New Zealand, do hereby notify and declare that Maxwell Roy Milon, being a person holding the office of Postmaster under the Post and Telegraph Act, 1928, at Herekino, is authorized to take and receive statutory declarations under the three-hundred-and-first section of the Justices of the Peace Act, 1927.

As witness my hand, this 20th day of April, 1929.

CHARLES FERGUSSON, Governor-General.