

(b) The continued existence in a state contrary to any of the provisions of this by-law of any work or thing shall be deemed a continuing offence within the meaning of this clause.

#### SCHEDULE.

Form Number 1.

*The North Shore Boroughs (Auckland) Water-supply Act, 1924, and Proclamation thereunder.*

#### LICENSE FOR PUBLIC WATER-SUPPLY.

PURSUANT to the powers and provisions of the above-mentioned Act and the Proclamation issued thereunder by His Excellency the Governor-General on the 11th day of January, 1928, published in the *Gazette* under date the 19th day of January, 1928: And pursuant to the regulations made thereunder the North Shore Boroughs (Auckland) Water Board, hereby grants to the local authority of the a license (subject to the regulations of the Board for the time being, and to the performance and observance by the licensee of the conditions subjoined, and subject to such restrictions of the quantity of water to be withdrawn from the Lake and the consumers' and licensee's use thereof as the Board by resolution imposes from time to time on the local authorities of the district) to take or draw from Lake Takapuna during the term of commencing on the day of , 19 , and terminating on the day of next after that date water for the purposes of public supply, but so that this license shall not take effect until the licensee shall execute and deliver to the Board a covenant in the form subjoined or to the like effect.

Dated this day of , 19 .

The Common Seal of the North Shore Boroughs (Auckland) Water Board was hereunto affixed pursuant to a resolution of the said Board duly passed at a meeting of the members thereof on the day of , 19 , in the presence of—

, Members.

, Secretary.

#### Conditions.

(a) The licensee shall pay to the Board forthwith upon expiry of the quarterly periods terminating on the last days of the months of March, June, September, and December respectively all charges and sums for water taken or drawn from the Lake during the term of the foregoing license according to the scale fixed and charged by the Board in and for the said term, and shall duly and punctually pay also all such claims and levies (if any) as may from time to time become due and payable under section 22 of the said Act.

(b) The licensee shall not, without the consent in writing of the Board, supply any water taken or drawn from the Lake to any local authority or private consumer outside the district of the licensee, and shall observe, comply with, and perform and enforce upon consumers all such conditions (if any) as the Board may attach upon such consent.

(c) The licensee shall, before commencing to draw any water from the Lake under this license, instal to the satisfaction of the Secretary, and at all times maintain in good and effective working order and condition, proper meters, governors, and appliances for measuring the water taken or drawn from the Lake, and permit the Secretary or any Inspector or Engineer appointed by the Secretary to inspect from time to time all such meters, governors, and appliances. No licensee shall, without the consent in writing of the Board first obtained, knowingly take or draw any water from the Lake unless through and correctly measured by such meters, governors, and appliances.

(d) The licensee shall keep correct records of the quantity of water taken or drawn from the Lake each day during the continuance of the license, and within fourteen days after expiry of each quarterly period mentioned in the license shall deliver to the Secretary a return in writing certified as correct by the Chief Clerk of the local authority specifying the quantity of water taken or drawn from the Lake by or on behalf of the licensee in each month during the quarterly period to which the return relates.

(e) The licensee shall, within twenty-four hours after any meter, governor, or appliance installed for the measurement of water taken or drawn from the Lake shall become defective, give notice in writing of such defect to the Secretary, and shall forthwith make good such defect to the satisfaction of the Secretary, or, if the Secretary shall so require, shall forthwith substitute a new and effective meter, governor, or appliance for measuring such water.

(f) The licensee shall not knowingly suffer any of its water-mains or waterworks containing water drawn from the Lake to be defective so as to waste any such water.

(g) The licensee shall observe, comply with, and perform, and enforce upon consumers all regulations of the Board for the time being in force, and all restrictions in respect of the use of water taken or drawn from the Lake which the Board may by resolution impose at any time during the continuance of this license.

(h) In the event of the Board resolving at any time during the continuance of this license to restrict the quantity of water to be taken or drawn by licensees from the Lake, the licensee hereunder will observe and comply with the terms of such resolution so long as the Board may by notice in writing so require.

(i) No local authority licensed under this by-law shall,—

(i) If notice in writing is given by the Board forbidding use of water taken or drawn from the Lake for street-watering purposes, use, allow, or permit any such water to be used for any such purpose:

(ii) After notice in writing shall have been given by the Board forbidding during a period to be therein specified the use of such water for watering gardens or lawns, knowingly allow or permit any consumer to use any such water for any such purpose during that period, and upon proof that any consumer has so done the onus of establishing that such use was not allowed or permitted by the licensee shall be upon the licensee.

#### Covenant by Licensee.

The body corporate called (hereinafter called "the licensee"), in consideration of the grant of the foregoing license doth hereby covenant and agree with the North Shore Boroughs (Auckland) Water Board that the licensee will duly and punctually pay to the said Board for water taken or drawn from the Lake during the continuance of this license all charges and sums from time to time due and payable under the terms and conditions of the license or under the North Shore Boroughs (Auckland) Water-supply Act, 1924, and will observe, comply with, and perform all and singular the terms, provisions, and conditions expressed or implied in the said license.

As witness the common seal of the licensee this day of , 19 .

The common seal of was hereunto affixed pursuant to a resolution thereof duly passed at a meeting held on the day of , 19 , in the presence of—

#### Form Number 2.

*The North Shore Boroughs (Auckland) Water-supply, Act 1924, and Proclamation thereunder.*

#### FORM OF CONSUMER'S LICENSE AND COVENANT.

PURSUANT to the powers and provisions of the above-mentioned Act and the Proclamation issued thereunder by His Excellency the Governor-General on the 11th day of January, 1928, published in the *Gazette* under date the 19th day of January, 1928, and to the regulations made thereunder, the North Shore Boroughs (Auckland) Water Board hereby grants to a license (subject to the regulations of the Board for the time being, and to the performance and observance by the licensee of the conditions subjoined, and subject to such restrictions of the quantity of water to be withdrawn from the Lake as the Board by resolution imposes from time to time on consumers) to take or draw from Lake Takapuna during the term of commencing on the day of , 19 , and terminating on the day of next after the date hereof water for the purposes of supply to the house and land of the licensee in terms of an application by the licensee bearing date the day of , one thousand nine hundred and thirty- , but so that this license shall not take effect until the licensee shall execute and deliver to the Board a covenant in the form or to the effect endorsed hereon.

Dated this day of , 19 .

The common seal of the North Shore Boroughs (Auckland) Water Board was hereunto affixed pursuant to a resolution of the said Board duly passed at a meeting of the members thereof on the day of , 19 , in the presence of—

, Members.

, Secretary.