

3. In consideration of the concessions and privileges granted by this Order in Council the licensee shall pay to the Minister the sum of £1, and thereafter an annual sum of £1 10s. in advance, payable on the first day of April in each year, the proportionate part of such rental in respect of the period from the 25th day of February, 1933, until the 31st March following, to be paid on the licensee being supplied with a copy of this Order in Council.

4. All persons shall, at all reasonable times, upon payment of the proper dues, have free and full liberty to use the said wharf and all rights of ingress and egress thereon and therefrom.

5. 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.

6. The licensee shall maintain the above-mentioned wharf in good order and repair, and shall at all times exhibit from the wharf and maintain at the licensee's 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.

7. 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 licensee in New Zealand a notice in writing of any defect or want of repair in such wharf requiring the licensee within a reasonable time, to be therein prescribed, to repair the same, the licensee shall with all convenient speed cause such defect to be removed or such repairs to be made.

8. Nothing herein contained shall authorize the licensee 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, 1923, or its amendments, or any regulations made thereunder, and that are now or may hereafter be in force.

9. The master of all vessels discharging ballast at the said wharf shall have all such ballast taken away and deposited above high-water mark or at such place as may be approved of by the Minister, or by any person appointed by the Minister for that purpose.

10. The rights, powers, and privileges conferred by or under this Order in Council shall continue in force for fourteen years from the 25th day of February, 1933, unless in the meantime such rights, powers, and privileges shall be altered, modified, or revoked by competent authority; and the licensee shall not assign, charge, or part with any such right, power, or privilege without the previous written consent of the Minister first obtained.

11. The rights, powers, and privileges conferred under or by virtue of this Order in Council may be at any time resumed by the Governor-General without payment of any compensation whatever, on giving to the licensee 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 licensee in New Zealand.

12. The licensee shall be liable for any injury which the said wharf may cause any vessel or boat to sustain through any default or neglect on the licensee's part.

13. In case the licensee shall—

- (1) Commit or suffer a breach of the conditions hereinbefore set forth, or any of them;
- (2) Cease to use or occupy the said wharf for a period of thirty consecutive days;
- (3) Become bankrupt, or be in any manner brought under the operation of any law for the time being in force relating to bankruptcy; or
- (4) Fail to pay the sums specified in clause 3 of these conditions;

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

14. In the event of this Order in Council being revoked for any reason whatsoever, or upon the expiry of the period for which the license is granted, the licensee shall, if required by the Minister so to do, remove the said wharf entirely from the site and restore the site to its original condition within three months from the date of the revocation or expiry, as the case may be; and if the licensee fails so to do, the Minister may cause the said wharf to be removed and the site so restored and may recover the costs incurred by the said removal and restoration from the licensee.

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

Order in Council varying a Condition in respect of the Waitemata Electric-power Board's Loan of £35,000.

BLEDISLOE, Governor-General.

ORDER IN COUNCIL.

At the Government House at Wellington, this 13th day of February, 1933.

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL.

WHEREAS by Order in Council made on the sixth day of January, one thousand nine hundred and thirty-three, and subject to the determinations therein set out, consent was given to the raising by the Waitemata Electric-power Board (hereinafter called "the said local authority"), of the sum of thirty-five thousand pounds (£35,000), by a loan to be known as Reticulation Extension Loan, 1929:

And whereas one such determination aforesaid (hereinafter called "the said determination") was as follows:—

"That in respect of the works to be undertaken from the said loan, guarantees as described in clause twelve, subclause one, of the Electrical Supply Regulations, 1927, shall be first given in favour of the said local authority for payments amounting in each of not less than ten consecutive years from the completion of such works to at least seventeen and a half (17½) per cent. of the estimated capital cost of such works."

And whereas by section eleven of the Local Government Loans Board Act, 1926, as set out in section twenty-nine of the Finance Act, 1932 (No. 2). (hereinafter called "the said section"), the Governor-General in Council may vary or modify, in such manner and to such extent as he thinks fit, any such determination aforesaid:

Now, therefore, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, and in pursuance and exercise of the powers and authorities conferred on him by the said section, and of all other powers and authorities enabling him in this behalf, doth hereby vary the said determination by substituting the word "five" for the word "ten" as appearing before the words "consecutive years" in the said determination.

F. D. THOMSON,

Clerk of the Executive Council.

(T. 49/286/2.)

Declaring Road-lines adjoining and passing through Land in Waitakaruru Settlement, Auckland Land District, to be closed, and the Land comprised therein to be subject to the Land for Settlements Act, 1925.

BLEDISLOE, Governor-General.

WHEREAS a report has been received from the Surveyor-General from which it appears that the roads described in the Schedule hereto are unformed and unused, and that the said roads are adjacent to or intersect land acquired under the Land for Settlements Act, 1908, and are not suitable to the subdivision of such land:

Now, therefore, I, Charles, Baron Bledisloe, Governor-General of the Dominion of New Zealand, in pursuance and exercise of the powers conferred by section one hundred and six of the Land for Settlements Act, 1925, and of all other powers and authorities in anywise enabling me in this behalf, do hereby close the roads hereinafter described; and I do hereby declare that the land comprised in the said roads shall thereupon become subject to the Land for Settlements Act, 1925.

SCHEDULE.

APPROXIMATE areas of the pieces of road to be closed:—

A.	R.	P.	
1	0	2-3	Passing through part Waitakaruru No. 5B Block in Block VII, Piako Survey District.
0	1	24-6	Adjoining part Waitakaruru No. 5B Block in Block VII, Piako Survey District.
0	0	1-9	Adjoining Lot 1 and part Lot 2, D.P. 4932, being part Waitakaruru No. 5B Block, in Block VII, Piako Survey District. (S.O. plan 26740.)

In the Auckland Land District; as the same are more particularly delineated on the plan marked L. and S. 16/2093, deposited in the Head Office, Department of Lands and Survey, at Wellington, under No. 2616B, and thereon coloured green.

As witness the hand of His Excellency the Governor-General, this 27th day of February, 1933.

E. A. RANSOM, Minister of Lands,
(L. and S. 16/2093.)