

7. EFFECT OF DETERMINATION OF LICENSE.

The determination of this license, whether by expiration of time, by surrender, or by revocation, shall not relieve the licensee from any liability theretofore incurred under this license.

8. RAILWAY AND TELEGRAPH LINES.

The licensee shall, from time to time, at his own expense, rectify to the satisfaction of the Government Railways Board and Minister of Telegraphs, respectively, any interference or disturbance caused by the erection or operation of the licensee's system that affects the satisfactory working of any telegraph-line which is under the control of or in use by the Railways Department and the Post and Telegraph Department, respectively, and which was erected before the erection of the lines hereby licensed.

9. REQUIREMENTS OF THE KAITANGATA BOROUGH COUNCIL AND BRUCE COUNTY COUNCIL AND OTAGO ELECTRIC-POWER BOARD.

Notwithstanding anything hereinbefore contained, the licensee shall not, by virtue of these presents, be entitled to lay, construct, put up, place, or use the electric lines hereby authorized except subject to such conditions, not inconsistent with the provisions of this license or of the said regulations or any regulations hereafter made in amendment thereof or in substitution thereof, as may from time to time lawfully be imposed by the Kaitangata Borough Council, the Bruce County Council, or the Otago Electric-power Board.

10. ROUTES RESERVED FOR GOVERNMENT LINES.

Notwithstanding anything hereinbefore contained, the licensee shall not, without the consent in writing of the Minister of Public Works, erect any electric lines along the routes of the Government main trunk transmission-lines.

11. SUPPLY OF ELECTRICAL ENERGY.

Except as hereinafter provided the licensee shall not supply electrical energy to any person or body corporate without the prior consent in writing of the Minister of Public Works and subject to such conditions and restrictions as he may impose.

The exceptions hereinbefore mentioned are:—

Supply in bulk at the generating station—

- (a) To the South Otago Hospital Board for use in the Kaitangata Hospital;
- (b) To the Otago Electric-power Board for distribution within its district generally during the period of two years referred to in clause 5 (2) hereof, but only to such extent and on such occasions as may be necessary to meet an emergency or to enable the Otago Electric-power Board to reconstruct or repair its main transmission-line from Waipori to Stirling. On every such occasion the company shall notify the Minister of the period of such supply and the circumstances thereof.

SCHEDULE.

LINES adapted for supply as prescribed in these presents for the transmission of electricity:—

- (1) (a) Proceeding from the generating-station in Macdonald Street easterly through a coal reserve to the boundary of the Borough of Kaitangata; thence across Section 16, public road, and Sections 8 and 9 to the fan situated in Section 9, the said sections being in Block IX, Kaitangata Survey District, County of Bruce.
- (b) Proceeding from the said generating-station southerly across Sections 22 and 21, Block LXXVII, in the Borough of Kaitangata, to the borough boundary; thence across a road on to Section 16, Block IX, Kaitangata Survey District; thence across Sections 16 and 17, Block IX, Kaitangata Survey District, again across a road to the fan situated in Section 4, Block III, North Molyneux Survey District.
- (c) Proceeding from the said generating-station north-westerly along Macdonald Street and tramway reserve across Salcombe Street, along Berry Street, across Section 1, Block IV, and Eddystone Street, to Section 2, Block XXXII; thence southerly across Sections 3 and 4, to the pumping-station situated in Sections 4 and 5, Block XXXII, Borough of Kaitangata.
- (d) Commencing from the line described in clause (c) above at the intersection of Salcombe and Berry Streets and proceeding thence northerly along Salcombe Street to Section 1, Block LXXVI, Borough of Kaitangata.
- (e) Commencing from a point on the line described in clause (d) above at the intersection of Wyre and Salcombe Streets and proceeding thence in a westerly direction generally to Section 10, Block XVIII, Borough of Kaitangata.

(f) Commencing from a point on the line described in clause (d) above at the intersection of Salcombe and Exmouth Streets and proceeding thence generally in a westerly direction along Exmouth Street to a point across the railway-line; thence across Section 14, River-bank Reserve, and railway land to the Kaitangata Railway-station.

The above lines being more particularly delineated on the plan marked P.W.D. 85544, deposited on the office of the Minister of Public Works at Wellington, and thereon coloured red.

(2) Transmission-lines from the said generating-station to the most convenient point for inter-supply with the Otago Electric-power Board, such point to be first approved by the Minister of Public Works.

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

(P.W. 26/370.)

Licensing the Flaxgrowers' Pulp and Cellulose Products of New Zealand, Limited, to use and occupy a Part of the Foreshore at Mercer, Waikato River, as a Site for a Wharf and Storage Shed.

BLEDISLOE, Governor-General.

ORDER IN COUNCIL.

At the Government House at Wellington, this 25th day of September, 1933.

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL.

WHEREAS there being no Harbour Board empowered to grant the license hereinafter mentioned under the Harbours Act, 1923 (hereinafter called "the said Act"), the Flaxgrowers' Pulp and Cellulose Products of New Zealand, Limited (hereinafter called "the company," in which term is to be construed, unless the context requires a different construction, its successors or assigns), has applied to the Governor-General in Council for a license under the said Act to occupy a part of the foreshore and land below low-water mark at Mercer, Waikato River, in order to construct a wharf and storage shed thereon, and in accordance with the one-hundred-and-seventy-first section of the said Act, has deposited plans in the office of the Marine Department at Wellington, marked M.D. 7162, showing the area of foreshore intended to be occupied:

And whereas it has been made to appear that the said wharf and storage shed will not be or tend to the injury of navigation; and it is expedient that a license should be granted to the company under the said Act for the purpose aforesaid:

Now, therefore, His Excellency the Governor-General of the Dominion of New Zealand, in pursuance and exercise of the power and authority vested in him by the said Act, 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 approve of the purpose or object for which the said license is required by the company as aforesaid; and, in further pursuance and exercise of the said power and authority, and with the like advice and consent as aforesaid, doth hereby license and permit the company to use and occupy that part of the foreshore, and land below low-water mark immediately contiguous thereto, which is particularly shown and delineated on the plans so deposited as aforesaid, for the purpose of using the wharf and storage shed aforesaid in connection therewith, such license to be held and enjoyed by the company upon and subject to the terms and conditions set forth in the Schedule hereto.

SCHEDULE.

1. IN these conditions the terms—

- "Foreshore" means such parts of the bed, shore, or banks of a tidal water as are covered and uncovered by the flow and ebb of the tide at ordinary spring tides;
- "Low-water mark" means low-water mark at ordinary spring tides;
- "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. The concessions and privileges conferred by this Order in Council shall extend and apply only to the part of the foreshore and land below low-water mark adjacent thereto necessary for the maintenance of the said wharf and storage shed at the site shown on the plans marked M.D. 7162.

3. In consideration of the concessions and privileges granted by this Order in Council, the company shall pay to the Minister the sum of £2 10s., and thereafter an annual sum of