

(3) The Minister shall erect and maintain in good order, at the expense of the Minister, the necessary transmission-lines outside the area of supply for the purpose of connecting the two systems at the point mentioned in the last preceding subclause.

(4) The licensee and the Minister respectively shall, on demand, and from time to time as and when required, supply to each other so much of the surplus electrical energy as is then required and is available, but not in excess of one-half of the capacity of the plant installed in the licensee's power-house.

(5) The price to be paid by the licensee or the Minister shall not exceed the following rates:—

Between the hours of 8 a.m. and 8 p.m. daily: 1d. per unit.

Between the hours of 8 p.m. and 8 a.m. daily:  $\frac{1}{2}$ d. per unit; to be measured in each case at the point fixed pursuant to subclause (2) hereof.

(6) For the purpose of this clause, either the licensee or the Minister may have the units measured in kilovolt-ampere hours instead of kilowatt hours.

#### 14. INTERCHANGE OF ELECTRICAL ENERGY.

Notwithstanding anything contained in this license, the licensee is hereby authorized to use electrical energy purchased from any other electrical-supply authority in lieu of or in addition to the electrical energy generated by the licensee's hydro-electric works.

#### 15. CROWN NOT LIABLE TO PAY COMPENSATION.

Nothing in this license shall be held to impose any liability upon His Majesty the King or upon the Government of New Zealand to pay compensation to any person, corporate body, or local authority by reason of the exercise by the licensee of the authority hereby granted; but the licensee shall be liable for any loss or damage which any person, corporate body, or local authority may sustain as the result of the exercise by the licensee of any of the powers granted by this license.

#### 16. BED OF STREAM NOT LEASED.

Nothing herein shall be held to constitute a lease from the Crown of the beds of rivers or streams, nor shall the provisions of Part IX of the Property Law Act, 1908, apply to this license.

#### 17. DEFAULT.

If the licensee fails or neglects to observe any of the conditions or obligations imposed by this license, then, and in any such case, the provisions of clause 229 of the Electrical Supply Regulations, 1927, shall apply to the breach of any such condition or obligation, whether the breach be of the provisions relating to the use of water, the generation of electricity, or the erection or use of electric lines.

#### 18. LOCATION OF OVERHEAD LINES.

Notwithstanding anything hereinbefore contained, one side of every road or street shall be left free by the licensee for telegraph lines. Lines shall not be erected on both sides of a road or street unless the permission of the Minister of Telegraphs or the Post and Telegraph Department is first obtained in accordance with clause 9 of the Electrical Supply Regulations, 1927. Except at crossing-places the distance between any pole carrying a telephone line and a pole carrying high or extra-high tension circuits shall be not less than the height of the taller pole: Provided that where the minimum separation is unobtainable the licensee shall bear the cost of any special protection deemed to be necessary by the Minister for Telegraphs. The erection of power-lines on or adjacent to the route of the high-pressure or extra-high-pressure lines shall be subject to arrangement made on the spot by the licensee's engineer to the satisfaction of the Telegraph Engineer.

#### 19. ALTERATIONS TO WORKS.

In the event of the licensee at any time desiring to make alterations to the work involving a departure from the location or type of construction shown on the approved plans, it shall first submit for the Minister's approval plans showing such new location and [or] type of construction as it is proposed to adopt, and with such approval the alterations may be carried out.

#### 20. INSPECTION OF WORKS.

The Inspecting Engineer of the Public Works Department or any other person empowered in that behalf by the Minister shall at all times, both during and after the construction of the works, have free access to and liberty to inspect such works so as to ensure that the provisions of this license are given due effect to.

#### 21. CONTRACT BETWEEN LICENSEE AND CROWN.

This license shall be deemed to constitute a contract as between the licensee and His Majesty the King, and may be enforced by and against either party accordingly.

#### 22. CONVERSION OF LINES FROM EARTH-WORKING TO METALLIC.

Notwithstanding anything herein contained the licensee shall bear the cost of converting the Railway or Post and Telegraph Departments' lines which are now erected from earth-working to metallic, if such conversion is required by the Minister of Railways or the Minister of Telegraphs owing to electrical interference arising from the licensee's lines.

#### 23. RAILWAY AND TELEGRAPH DEPARTMENTS' LINES.

The licensee shall rectify to the satisfaction of the Minister of Railways or the Minister of Telegraphs, as the case may be, any interference or disturbance caused by the erection or operation of the licensee's system that affects the satisfactory working of telegraph lines which are the property of the Railway Department or the Telegraph Department, and which were erected prior to the licensee's lines.

#### 24. RIGHT TO ENTER LANDS, ETC.

The licensee shall have the right at any time or times during the continuance of this license, with the consent of the Minister given subject to such conditions as he may think fit to impose, to enter upon any road or other land, whether vested in or occupied by the Crown or any other person or body corporate, and there to construct, erect, lay down, maintain, renew, or repair all such cables, wires, and other things as are required for the transmission of electricity between the power-house hereinbefore referred to and any place to which the licensee is authorized to transmit electricity in pursuance of this license.

#### 25. REMOVAL OF EXISTING POST AND TELEGRAPH LINES FROM PUBLIC ROADS.

Where it is necessary to remove existing Post and Telegraph lines from public roads in consequence of the erection of electric-power lines, the obtaining of way leaves where necessary to enter upon and erect Post and Telegraph lines on private property shall be arranged by the licensee.

#### 26. PURCHASE OF INSTALLATION.

At any time during the currency of this license the Crown shall have the right to purchase and take over the licensee's installation, with or without the electric lines in the licensee's area of supply, at a valuation to be agreed upon between the Grey Electric-power Board and the Minister of Public Works, and, failing such agreement, at a valuation to be fixed by a single arbitrator, to be appointed pursuant to the provisions of the Arbitration Act, 1908, and thereupon the Governor-General may by Order in Council purchase and take over the licensee's installation.

#### 27. PROTECTION OF RAILWAY WORKS.

The licensee shall at all times indemnify the Railways Department against damage caused by the exercise of the powers hereinbefore conferred, and if in the opinion of the Chief Engineer of the Railways Department it shall become advisable to construct works, or alter existing works, for the purpose of protecting the railway from damage which he shall consider likely to result from the operations of the licensee the cost of such protective works shall be borne by the licensee.

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

(P.W. 26/1090.)

*Order in Council authorizing the Borrowing by the Auckland City Council by way of Hypothecation of Debentures issued in respect of a Loan of £146,700.*

BLEDISLOE, Governor-General.

#### ORDER IN COUNCIL.

At the Government Buildings at Wellington, this 27th day of April, 1934.

Present:

THE RIGHT HON. G. W. FORBES PRESIDING IN COUNCIL.

WHEREAS by Order in Council made on the twelfth day of February, one thousand nine hundred and thirty-four, and subject to the determinations as to borrowing and repayment therein set out, consent was given to the raising in London by the Auckland City Council (hereinafter called "the