

*The Water-power Regulations, 1934.*

BLEDISLOE, Governor-General.

## ORDER IN COUNCIL.

At the Government House at Wellington, this 25th day of June, 1934.

Present :

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL.

PURSUANT to the Public Works Act, 1928, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, doth hereby make the following regulations.

## REGULATIONS.

## I. PRELIMINARY.

Short Title.

(1) THESE regulations may be cited as "The Water-power Regulations, 1934."

Commencement.

(2) These regulations shall come into force on the publication hereof in the *Gazette*.

Interpretation.

(3) In these regulations and any license issued hereunder unless the context otherwise requires,—

"The said Act" means the Public Works Act, 1928 :

"Licensee" means any person who or body which is duly authorized either by the Governor-General in Council or by the Minister to use water for the purpose of generating or storing electricity or other power :

"License" includes permit or other grant :

"River" includes lake, fall, and stream, and in any license means the lake, fall, river, or stream named or described in the license :

"Works" means the whole or any part of the undertaking constructed under the authority of a license :

"Maximum demand" or "maximum output" means twice the number of units generated and recorded in the half-hour during which the output is the maximum for the year :

"Minister" means the Minister of Public Works, and includes any Minister of the Crown acting on his behalf :

"Water" means the stream of water by the license authorized to be diverted from the river :

"Regulations" means and includes such of the provisions of these regulations, the Electrical Supply Regulations, 1927, the Electrical Wiring Regulations, 1927, and any other regulations made in amendment or amplification thereof or in substitution therefor respectively as may be appropriate to the circumstances.

Definitions of Regulations to apply.

(4) Subject to the last preceding clause hereof terms used in these regulations or in any license issued hereunder and defined in the said Act, the Electrical Supply Regulations, 1927, or the Electrical Wiring Regulations, 1927, shall have the respective meanings assigned to them by the said Act and regulations respectively.

Application of Regulations.

(5) These regulations apply only to use of water the sole right to use which for the purpose of generating or storing electricity or other power is vested in His Majesty.

## 2. APPLICATIONS FOR LICENSES.

Application to be in writing.

(1) Any person desiring a license to use water for the purpose of generating or storing electricity or other power or any other grant of rights in relation to water under the Public Works Act, 1928, shall make application to the Minister of Public Works in writing in that behalf signed by the applicant.

Particulars.

(2) Such application shall include the following particulars :—

(i) In the case of an individual, the full name, full postal address, and occupation of the applicant.

(ii) In the case of an incorporated company or other corporate body, the full name of such corporate body, its registered office (if any), and otherwise the full postal address of its principal place of business together (in every case) with evidence to the satisfaction of the Minister of its due incorporation and a copy of its memorandum of association, articles of association, charter, or other constating documents.

(iii) In the case of several applicants, a statement as to whether the license is sought by them as joint tenants or tenants in common, and if as tenants in common in what shares.

(iv) A lithograph or sketch-plan to a suitable scale showing section and block numbers and boundaries of sections and blocks, name of survey district or other district, position of all proposed works, water-races, pipe-lines, generating-stations, and tail-races, and approximate boundaries and area of land (if any) proposed to be flooded.

(v) A statement of the quantity of water in cubic feet per second proposed to be taken and static head or difference in levels between the head-work and the tail-race.

(vi) A description of the electric system proposed to be adopted (if any)—*i.e.*, whether direct current or alternating current, and if the latter the number of phases and periodicity, and in either case the pressure of generation, transmission, and supply.

(vii) A statement of the extent of the electric power proposed to be developed in the initial installation and to be provided for in future extensions and the use intended to be made of it.

(viii) A plan, in triplicate, to a suitable scale, not less than 1 in. to the mile, showing the boundaries of the proposed area of supply (if any), the site of the power-house and substations, the routes for the initial transmission-lines (if any), indicating all roads, rivers, post and telegraph lines and other electric lines, and indicating the status and tenure of all Crown and other lands proposed to be traversed.

(ix) A statement of the period for which the license is desired.

Further Particulars.

(3) Before entertaining any application the Minister may require the applicant to furnish any further information which the Minister may deem relevant to the decision as to whether a license should be granted on the terms and conditions of the license.

## 3. CHARGES ON SALE.

Maximum Charges.

(1) No licensee shall sell electrical energy generated under the authority of a license for sums exceeding those set out hereunder :—

(a) In the case of a wholesale supply, a sum of £16 per kilovolt-ampere of maximum demand per annum plus a sum of one halfpenny per unit :

(b) In the case of a supply for lighting purposes other than a wholesale supply, a sum of one shilling per unit reducible on payment within fourteen days of due date to ninepence per unit :

(c) In the case of a supply for motor-power, heating, cooking, or any purpose other than lighting purposes other than a wholesale supply, a sum of sixpence per unit reducible on payment within fourteen days of due date to fourpence halfpenny per unit.

Meter-rent.

(2) In addition to such charges as aforesaid the licensee may make such charges for the rental of meters as may be authorized by regulations.

Minimum Charges.

(3) Notwithstanding the foregoing provisions a licensee may in the case of any supply other than a wholesale supply make such minimum charge as may be authorized by regulations.

Intervals of Payments.

(4) Payment shall not be demanded from any consumer on dates at intervals apart of less than twenty-one days.

Definitions.

(5) For the purposes of this regulation—

"Wholesale supply" means a supply in respect of which the consumer contracts to pay a sum of £180 or more for any period not exceeding one year :

"Lighting purposes" includes the operation of motor-generators for lighting purposes and the charging of batteries or accumulators used solely or principally for lighting purposes.

## 4. FEES.

Authorizations.

(1) Upon the issue of any license by way of authorization under section 327 of the said Act there shall be payable a fee of ten shillings and sixpence.