

£10 in advance, payable on the 1st day of April in each year, the proportionate part of such rental in respect of the period from the 17th day of January, 1938, until the 31st day of March following to be paid on the company being supplied with a copy of this Order in Council.

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

5. His Majesty or the Governor-General, and all persons in the Government service acting in the execution of their duties, shall at all times have free ingress, passage, and egress into, through, over, and out of the said wharf without payment.

6. The company shall maintain the above-mentioned wharf in good order and repair, and shall at all times exhibit therefrom and maintain at the company'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 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 registered office of the company in New Zealand a notice in writing of any defect or want of repair in such wharf requiring the company within a reasonable time, to be therein prescribed, to repair the same, the company shall with all reasonable speed cause such defect to be removed or such repairs to be made.

8. Nothing herein contained shall authorize the company 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 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 17th day of January, 1938, unless in the meantime such rights, powers, and privileges shall be altered, modified, or revoked by competent authority; and the company shall not assign, charge, or part with any such right, power, or privilege without the written consent of the Minister first obtained.

11. The said rights, powers, and privileges may be at any time resumed by the Governor-General, and the company may be required to remove the wharf at the company's own cost, without payment of any compensation whatever, on giving to the company 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 registered office of the company in New Zealand.

12. The company 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 company's part.

13. In case the company 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) Fail to pay the sums specified in clause 3 of these conditions; or
 - (4) Be in any manner wound up or dissolved—
- then, and in any of the said cases, this Order in Council and every license, right, power, or privilege thereby conferred may be revoked and determined by the Governor-General in Council without any notice to the company or other proceedings whatsoever; and publication in the *Gazette* of an Order in Council containing such revocation shall be sufficient notice to the company 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 company shall, if required by the Minister to do so, remove the said wharf entirely from the site, and restore the site to its original condition within three months from the date of revocation or expiry, as the case may be; and, if the company fail so to do, the Minister may cause the said wharf to be removed and the site so restored, and may recover from the company the costs incurred by the said removal and restoration.

15. The occupation of the said wharf shall be sufficient evidence of the acceptance by the company of the terms and conditions of this Order in Council.

SECOND SCHEDULE.

Rates, including Labour.

On all goods and luggage not otherwise specified at	s. d.
per ton (weight or measurement)	3 6
Minimum charge	0 6
Bicycles (each)	0 6
Bricks and slates (per thousand)	7 0
Bricks and slates (minimum charge)	1 6
Cattle and horses (per head first 20)	3 0
Cattle and horses (each additional per head)	1 6
Hides (each)	0 6
Passengers' luggage, not exceeding 100 lb.	Free.
Sheep-skins (per bale not exceeding 2 cwt.)	0 9
Sheep-skins, loose (each)	0 1½
Sheep, pigs, calves, and goats (per head, first 50)	0 4
Sheep, pigs, calves, and goats (each additional per head)	0 1½
Timber (per 100 superficial feet)	0 9
Vehicles, four-wheel (each)	7 6
Vehicles, two-wheel (each)	5 0
Wool, hops, flax (per bale)	1 0

Haulage.

Per ton, weight or measurement	s. d.
.. .. .	2 0

Labour.

Packages exceeding half a ton	By arrangement.
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Storage.

Bicycles (each) per week or part of a week	s. d.
.. .. .	0 6
Per ton. For first week or part of a week after twenty-four hours	2 6
Minimum charge	0 6
After the first week, for every week or part of a week	1 3
Minimum charge	0 6

C. A. JEFFERY,
Clerk of the Executive Council.

Licensing John Harrison to use and occupy a Part of the Foreshore at Half-moon Bay, Stewart Island, as a Site for Fish-cleaning Sheds and Tramway.

GALWAY, Governor-General.

By his Deputy,

MICHAEL MYERS,

ORDER IN COUNCIL.

At the Government House at Wellington, this 2nd day of February, 1938.

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL.

PURSUANT to the Harbours Act, 1923, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, doth hereby license and permit John Harrison, of Half-moon Bay, Stewart Island (hereinafter called "the licensee," which term shall include his administrators, executors, and assigns, unless the context requires a different construction), to use and occupy all those parts of the foreshore at Half-moon Bay, Stewart Island, as shown on plan marked M.D. 2043, approved on twenty-first December, one thousand eight hundred and ninety-five, and deposited in the office of the Marine Department at Wellington, for the purpose of the use of the fish-cleaning sheds and tramway (hereinafter referred to as "the said structures") as shown on the said plan, such license to be held and enjoyed by the licensee 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.