

"The Council" means the Waipa County Council constituted under the Local Government Act 1974:

**3. Grant of control**—There is hereby granted to the council for a period of 21 years from the commencement of this order, the control of the waters described in the Schedule to this order.

**4. Conditions of grant**—The grant of control conferred by clause 3 of this order is subject to the following conditions—

(a) Suitably worded signs shall be erected at main public access ways to the waters described in the Schedule to this Order indicating that control of them has been granted to the council pursuant to section 8A of the Act.

(b) All money received by the council in the performance or exercise of the functions, duties, or powers conferred on it by this order in respect of the waters to which this order applies, shall, after the deduction of any expenditure incurred by the council in the performance or exercise of those functions, duties, or powers, be applied to the construction, repair or improvement of facilities in respect of the waters and not otherwise.

(c) No authority conferred by this Order in Council shall be exercised by the council in respect of waters now or hereafter used for hydro-electric installations, except with the approval of the Electricity Corporation of New Zealand Ltd.

**5. Powers of council**—Subject to section 8A of the Act, the Council may, in respect of the waters to which this order applies—

(a) By bylaw, do anything which a harbour board may do by bylaw under section 232 of the Act.

(b) Appoint harbourmasters, and other officers, and define or limit their powers and duties.

#### Schedule

All the waters of Lake Arapuni, the limits of which are described as follows:

All those parts of the lake edge in or adjacent to Blocks XII, XV and XVI, Maungatautari Survey District, Blocks XII and XVI, Wharepapa Survey District, and Block XIII, Patetere South Survey District, situated in the Putaruru and Maungaiti Ridings of Matamata County, the Orakau Riding of Waipa County, and the Ngaroma Riding of the Otorohanga County, commencing at a point on the lake edge aforesaid, being the northernmost point of part Section 2, Block XV, aforesaid, and proceeding generally north-easterly, generally south-westerly, generally south-easterly and generally southerly along the edge of Lake Arapuni, the generally south-western face of Arapuni Dam, and again the lake edge, to and generally westerly, generally northerly and generally north-westerly along the generally northern face of Waipapa Dam, situated in Block XVI, Wharepapa Survey District aforesaid, and again along the lake edge aforesaid, to the point of commencement, including all islands therein, and all streams and waterways that flow into the said Lake Arapuni.

C. J. HILL, for Clerk of the Executive Council.  
go16981

#### The Matamata County Council Waters Control Order 1989 No. 2

PAUL REEVES, Governor-General

#### ORDER IN COUNCIL

At Wellington this 18th day of September 1989

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

Pursuant to section 8A of the Harbours Act 1950, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following order.

#### Order

**1. Title and commencement**—(1) This order may be cited as the Matamata County Council Waters Control Order 1989 No. 2.

(2) This order shall come into force 28 days after its publication in the *New Zealand Gazette*.

**2. Interpretation**—In this order—

"The Act" means the Harbours Act 1950:

"The Council" means the Matamata County Council constituted under the Local Government Act 1974:

**3. Grant of control**—There is hereby granted to the council for a period of 21 years from the commencement of this order, the control of the waters described in the Schedule to this order.

**4. Conditions of grant**—The grant of control conferred by clause 3 of this order is subject to the following conditions—

(a) Suitably worded signs shall be erected at main public access ways to the waters described in the Schedule to this Order indicating that control of them has been granted to the council pursuant to section 8A of the Act.

(b) All money received by the council in the performance or exercise of the functions, duties, or powers conferred on it by this order in respect of the waters to which this order applies, shall, after the deduction of any expenditure incurred by the council in the performance or exercise of those functions, duties, or powers, be applied to the construction, repair or improvement of facilities in respect of the waters and not otherwise.

(c) No authority conferred by this Order in Council shall be exercised by the council in respect of waters now or hereafter used for hydro-electric installations, except with the approval of the Electricity Corporation of New Zealand Ltd.

**5. Powers of council**—Subject to section 8A of the Act, the Council may, in respect of the waters to which this order applies—

(a) By bylaw, do anything which a harbour board may do by bylaw under section 232 of the Act.

(b) Appoint harbourmasters, and other officers, and define or limit their powers and duties.

#### Schedule

All the waters of Lake Whakamaru, the limits of which are described as follows:

All those parts of the lake edge in or adjacent to Blocks XI and XII, Whakamaru Survey District, and Blocks VI, IX and X, Atiamuri Survey District, situated in the Pouakani and Tatua Ridings of Taupo County, and the Maungaiti Riding of Matamata County, commencing at a point on the lake edge aforesaid, being the easternmost corner of Part Pouakani B No. 10 Block (land set apart for the Development of Water Power, *New Zealand Gazette*, 1959, page 638), as shown on Survey Office Plan 38642, and situated in Block X aforesaid, and proceeding generally north-westerly, generally north-easterly, generally easterly, and again generally north-easterly, along the edge of Lake Whakamaru aforesaid, the generally south-eastern face of Whakamaru Dam, and again the lake edge, to and generally south-easterly, generally south-westerly, generally easterly, and generally north-westerly along the generally south-western face of Atiamuri Dam, situated in Block VI aforesaid, and again along the lake edge aforesaid, to the point of commencement, including all islands therein, and all streams and waterways that flow into the said Lake Whakamaru.

C. J. HILL, for Clerk of the Executive Council.  
go16983