



SUPPLEMENT
TO THE
NEW ZEALAND GAZETTE

OF THURSDAY, NOVEMBER 28, 1878.

Published by Authority.

WELLINGTON, FRIDAY, NOVEMBER 29, 1878.

Regulations for the Management of the Government Wharf, Nelson, and Shipping alongside the same.

NORMANBY, Governor.
ORDER IN COUNCIL.

At the Government House, at Wellington, this twenty-sixth day of November, 1878.

Present :

HIS EXCELLENCY THE GOVERNOR IN COUNCIL.

WHEREAS by "The Marine Act 1867 Amendment Act, 1877," it is, among other things, enacted that the Governor in Council may from time to time make regulations in respect of any wharf affected by or subject to the provisions of the said Act for the following purposes:—

- (1.) Regulating the use of wharves, and the traffic on the same;
- (2.) Fixing scales of dues to be paid for the use of such wharves;
- (3.) Regulating the use of cranes and other conveniences or appliances belonging to any wharf, and fixing charges to be paid for the use of the same;
- (4.) Fixing scales of dues for the storage of goods, and charges to be paid for taking into and delivering the same from warehouses or buildings attached to or connected with such wharves:

Now, therefore, I, George Augustus Constantine, Marquis of Normanby, the Governor of the Colony of New Zealand, by and with the advice and consent of the Executive Council of the colony, and in exercise of the powers and authorities vested in me by the said Act, do hereby make the following regulations, as set forth in the First Schedule hereto; and with the like advice and consent I do hereby fix the following scales of wharfage and storage dues, as also set forth in the Second and Third Schedules hereto, for the use of the said wharf: Provided always that the aforesaid regulations and dues, and other the rights and privileges hereby conferred, may from time to time be altered, revoked, or modified by the Governor in Council.

FIRST SCHEDULE.

1. The wharf and all vessels lying alongside the wharf shall be subject to the provisions of "The Marine Act, 1867," "The Marine Act 1867 Amendment Act, 1877," "The Harbours Act, 1878," or any Acts amending the same, "The Nelson Harbour Act, 1878," the Harbour Regulations for the Port of Nelson for the time being, and to these regulations.
2. The lessee, or a man to be provided by him, shall assist in making fast or casting off all vessels coming alongside or departing from the wharf.
3. The lessee shall, at his own expense, provide and keep a sufficient number of good and proper lamps at such places upon the wharf as shall be fixed upon for that purpose by the Minister administering the Marine Department, properly lighted with gas, from sunset to sunrise every night.
4. No boats or vessels of any kind will be allowed to be made fast to the steps or landing-place.
5. No vessels to be hauled alongside the wharf without first obtaining permission from the Harbour-master in writing.
6. No vessel to be hauled off the wharf without giving due notice thereof to the Harbourmaster.
7. The master of any vessel hauling alongside the wharf shall, if required, lay out an anchor or anchors (well buoyed), as directed by the Harbourmaster, and shall also make fast to the wharf, as directed by the Harbourmaster.
8. Masters of vessels to slack down any bower or stream chain, or any warp or line, or get in any anchor, or rig in any boom, strike any yard or top-mast, or top any yard, or furl or lower any sail, when ordered so to do by the Harbourmaster.
9. The lessee to see that proper fenders are put over to prevent damage to the wharf.
10. No fire shall be ignited, or allowed to burn on board any vessel lying alongside the wharf, between the hours of nine o'clock p.m. and five o'clock a.m.
11. No vessels to be fumigated or smoked for the extermination of vermin while lying alongside the wharf.
12. No pitch-boiling to be allowed near the wharf.

13. The master or owner of any vessel shall move his vessel from the wharf when required so to do by the Harbourmaster.

14. The time allowed vessels to occupy berths at the wharf for the purpose of discharging cargo shall be (exclusive of Sundays and holidays and the day of removal)—

For vessels under 50 tons	... Two days.
For vessels from 50 to 100 tons	... Three days.
For vessels from 100 to 150 tons	... Five days.
For vessels from 150 to 200 tons	... Seven days.
For vessels from 200 to 250 tons	... Nine days.
For vessels from 250 to 300 tons	... Ten days.

And an additional three days for every additional 100 tons register.

15. Vessels discharging cargo at berths outside other vessels to be allowed two days for every one of the foregoing scale.

16. Vessels occupying berths at the wharf longer than the times above specified will be charged with rent for every day or part of a day beyond the times above specified at the following rates, which shall be paid to the wharfinger before the vessel shall be removed, viz. :—

For vessels under 50 tons	... 10s.
For vessels from 50 to 100 tons	... 15s.
For vessels from 100 to 150 tons	... 20s.
For vessels from 150 to 200 tons	... 30s.
For vessels from 200 to 250 tons	... 40s.
For vessels from 250 to 400 tons	... 50s.
For vessels above 400 tons	... 60s.

17. Cargo may be discharged from any ship lying outside over and across the deck of any ship lying alongside the wharf.

18. Vessels taking in cargo to have any unoccupied berth, which is to be given up when required for other purposes by the Harbourmaster.

19. All goods landed on the wharf are to be so placed as to keep the mooring-posts or rings, capstan and cranes, free, and allow a clear passage of at least 9 feet from the edge of the wharf, upon which space no goods are allowed to remain, and no goods shall be placed so as to interfere with the traffic upon the wharf, and passages shall be left 8 feet wide across the wharf every 30 feet.

20. All coals unshipped from vessels shall be at once placed in the yard for receiving the same, or removed from the wharf.

21. No goods shall be allowed to remain upon the wharf so as to impede the landing or shipping of other goods.

22. The lessee shall be responsible for all goods delivered to his charge.

23. The lessee shall, when requested by the owner, place all goods upon the wharf in the warehouse, provided there shall be sufficient room therein.

24. No chrome, or other ore, metal, coal, coke, or ballast, shall be allowed to remain upon the wharf at any time.

25. No goods shall remain in the open shed at the end of the wharf more than forty-eight hours.

26. No charge shall be made for passengers using the wharf.

27. Any vessel whose time at a discharging berth shall have expired, or which the officer or Harbourmaster shall consider it necessary to remove, and on board of which there shall not be sufficient men, or ballast, or the requisite tackle, to enable her to be removed therefrom, may be removed by the Harbourmaster at the expense of the owner.

28. Vessels arriving from England to have the exclusive use of inside berths of the arm of the wharf.

29. No vessel lying alongside the wharf will be allowed to ship or unship any chrome or other ore,

or coal, coke, or any ballast, until provided with a proper platform or tarpauling to the satisfaction of the Harbourmaster, so as to prevent the same falling into the water.

30. No charge shall be made for wharfage upon coals or stores received by steamers alongside the wharf, either from the shore or from vessels or lighters, for their own consumption or use.

31. No person except the lessee, or some person authorized by him, shall put out or interfere with any lamp upon the wharf.

32. The trucks and all other rolling-stock to be valued in the usual manner, and rolling-stock of equal value, allowing for fair wear and tear, to be given up at the termination of the lease, or paid for by the lessee.

33. All trucks to be shunted at sunset.

34. The wharf to be well cleaned at least once a week by the lessee, and washed down every fortnight with sea water. The closets and urinals to be kept clean.

35. The wharf, with the fixtures thereon, or which shall be affixed during the lease by the lessor, to be kept in good order and substantial repair by the lessee.

36. Two (or more, as may be required by the lessor) proper passenger landing-stages, with man-ropes, &c., also two (or more, as may be required by the lessor) proper landing-stages for cattle, horses, and sheep, shall be provided by the lessee, and kept in repair by him at his own cost.

37. All mails to be immediately conveyed along the wharf, and every assistance given to facilitate their being shipped or landed free of charge.

38. The horses attached to all wagons, carts, expresses, or passenger vehicles using the wharf to be led by the drivers thereof.

39. Licensed porters only to be allowed to ply on the wharf.

40. Any person infringing these regulations will be liable to such proceedings and penalties as are prescribed under the head of "Offences," in "The Harbours Act, 1878."

41. The Collector of Customs to have the exclusive use of the office and warehouse at present occupied by him, or any other office or warehouse which may be erected for the same purpose, rent free; and the lessee shall place any goods in the warehouse or take them out when required by the Customhouse Officer free of charge.

42. The Harbourmaster to have the exclusive use of the office used by him, rent free.

43. Licensed fishermen to have the exclusive use of the small north jetty and store thereon, rent free.

44. It shall be lawful for the Government of the colony, or the Municipal Corporation of Nelson, to lay down water-pipes along the wharf, for the purpose of supplying vessels with water; also gas-pipes for wharf lights, stores, and offices.

45. In the event of the Government of the colony requiring any part of the wharf for the purpose of carrying out any public works from time to time, during the currency of any lease thereof, such part of the wharf may be taken by the said Government without the lessee being entitled to any compensation in respect thereof; and the said Government also to be entitled to use any other part of the said wharf, for the purpose of carrying out any such public work, without the lessee being entitled to compensation therefor: Provided that the traffic of the wharf shall not be stopped thereby.

46. The lessee to be entitled to charge wharfage rates as per Second Schedule, and storage rents, receiving and delivering charges, as per Third Schedule, except on goods stored by direction of any officer of the Customs in the Customs Ware-

house: Provided that nothing herein contained shall charge with wharfage dues—

1. Any ship of, or in the service of, Her Majesty, her heirs and successors, or any stores or goods required for the use of Her Majesty's Naval and Military Forces.
2. Any ship in the service of the Government of this or any other British colony.
3. Vessels employed in fishing, sealing, or oyster dredging, and not conveying goods for hire.
4. Any steamship carrying mails under any contract made with the Postmaster-General, in cases where it is provided by the terms of such contract that such steamship shall be exempt therefrom.
5. Any person in the service of Her Majesty, or the Government of the colony, travelling on public service, or his baggage.
6. Any ship or goods under seizure by officers of revenue.
7. Goods of, or for the service of, Her Majesty in the colony.
8. Any of Her Majesty's Military Forces, or of the Militia or Volunteer Forces, or any constable or peace officers while on duty.

SECOND SCHEDULE.

WHARFAGE.

Not to exceed the under-mentioned Rates.

Landing or shipping goods, including labour on all goods up to 2 tons, at per ton, 2s. 6d.; over that, and up to 4-ton packages, double rates:—

	s.	d.
Wool, per bale, including labour (outwards)	1	0
Wool, per bale, including labour (inwards)	0	6
Baggage of Government immigrants		free
Goods and materials the property of Her Majesty, or of the Government of the colony, to be free of wharfage, but labour to be paid for by weight at the rate of 1s. 3d. per ton.		

STOCK.

Horses, each	4	0
Cattle, each	4	0
Cattle, if under one year old, half-price.			0	4
Sheep and pigs (for the first forty), each			0	4
Sheep and pigs (for all over forty), each			0	3

NOTE.—Extra wharfage, not exceeding 1s. per ton, may be charged on goods landed before and after Customs hours, exclusive of labour.

Wharfage on ballast received by steamers or other vessels alongside the wharf, either from the shore or from vessels or lighters, may be charged at the rate of 1s. per ton.

Vessels lying alongside the wharf without landing or receiving cargo shall pay $\frac{1}{4}$ d. per ton for every day or part of a day.

If any vessel lying alongside the wharf shall receive any goods or stock otherwise than from or upon the wharf, half wharfage shall be charged on all such goods or stock so received or discharged.

No wharfage shall be charged for shipping goods which have paid wharfage for landing, unless such goods shall have remained over twenty-four hours on, or been removed from, the wharf.

THIRD SCHEDULE.

STORAGE.

Any coal or other goods remaining on the platform more than forty-eight hours after landing to pay at the rate of 1s. per ton for every week or part of a week.

	s.	d.
Rent on all goods stored, at per ton per week, or part of a week	...	1 6
Receiving into warehouse	...	1 0
Delivering from warehouse	...	1 0
Rent on wool stored, per bale per week, or part of a week	...	0 6
Receiving	...	0 6
Delivering	...	0 6

NOTE.—No storage to be charged to any person or ship until the expiration of eight working hours after goods are landed from ships.

Free goods may be placed in bonded warehouse with sanction of the Collector of Customs when warehouse room not required for bonded goods.

Goods placed in bonded warehouse for examination shall be liable to storage after four days.

FREDK. LE PATOUREL,
Acting Clerk of the Executive Council.

