

EKMT 00006	54/2/289 - B T Park - Boat Shed Slipway and Jetty (1966-1975)	15 47 01	10525
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10525

$$\begin{array}{r} 54 \\ \times 2 \\ \hline 289 \end{array}$$

MARINE DIVISION

MINISTRY OF TRANSPORT



Telephone No: 31-656

Private Bag
AUCKLAND

54/20/38

54/2/289

Date 11/2/75

Mr. B.T. Park

Coromandel

Dear Sir,

COROMANDEL COUNTY COUNCIL
WATERS & FORESHORES CONTROL ORDER 1975

Please be advised that resulting from the control of the Foreshores of Coromandel and Whitianga Harbour being vested into the control of the Coromandel County Council pursuant to the Coromandel County Council Waters and Foreshore Control Order 1975, the Permit authorising your maintaining a structure will be passed over to the Coromandel County Council for administration, therefore all enquiries regarding your Permit should be addressed to the Council, who will also in future issue and collect the annual rental fees.

Yours faithfully,

P.P. M. Davis

D. Greig
for: Regional Secretary for Transport

24 October 1972

Messrs Miller & Poulgrain,
Barristers and Solicitors,
P.O. Box 411,
THAMES.

Attention: Mr R. Randall

Dear Sir,



BOATSHEDS AND SLIPWAYS : OAMARU BAY -
COROMANDEL

Our District Officer, Auckland, has referred to me your letter of 12 September enclosing a petition, organised by your client Mr B.T. Park asking for the removal of all boatsheds in front of camping grounds and tourist flats at Oamaru Bay. I presume that this matter refers to the six structures on the foreshore at the northern end of the bay.

These structures are authorised by permit pursuant to section 164 of the Harbours Act 1950 granted by the Minister of Marine at that time. The adjoining land is a public road and in each case the consent of the local authority, the Coromandel County Council, was obtained before such permits were granted.

The permits referred to above are as follows:-

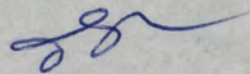
<u>Grantee</u>	<u>Structure</u>	<u>Approved Plan</u>
Park, B.T.	Boatshed/Slipway/Jetty	M.D. 12352
Housley, P.B. and C.M.	Boatshed/Slipway	M.D. 13217
Whitford, D.A.	Jetty/Boatshed	M.D. 13218
Walmsley, S.A. and W.B.	Pontoon/Jetty/Slip	M.D. 13996
Bathurst, W.J.	Boatshed/Ramp	M.D. 13906
Brown, A.F.	Boatshed/Ramp	M.D. 14010

You will note that Mr Park himself is one of the permit holders. This Crown foreshore is legally occupied by these permit holders with the knowledge and approval of the local authority and I have no present intention of asking the Minister to have these structures removed.

It is noticeable that not one of the petitioners gives a local address and it is not clear what their interest is in this matter other than their opinion that the boatsheds "seriously impair and detract from the natural beauty of Oamaru Bay". There is no authority under the Harbours Act 1950 or the Foreshore Licence Regulations 1960 to revoke permits on aesthetic grounds. This is more a matter for planning by the elected local authority which has, in this case, stated ".... there are many places where such structures can be placed without doing harm to the pleasures of others. Oamaru Bay is such a place. The sheds are tucked away under a steep bank covered with trees and natural growth, etc."

Thus it can be seen that the local authority was not only consulted beforehand but has considered that where persons require these facilities there are areas available which do not affect the enjoyment of other persons and in such circumstances I do not consider that it is necessary to invest further the petition presented by your client.

Yours faithfully,



(O.J. Conway)
for Acting Director

*Indexed P & H
except last para
redisc.*

Writer: MR. B. PARK - COLOMANDEL - THROUGH. MR. SCHULTZ - MR. REF HON CARTER

MINISTERIAL

No. 2203

(Minister's Office use)

Subject: RE BOAT SHEDS ERECTED
AT NORTHERN END OF CAMARU BAY.

Date of letter: 2/10/72.
10/10/72.

Date Acknowledged: INTERIM HON CARTER 9/10/72.

Referred to 1. D.D.O.

2. Mr. H. C. (in minutes)

Reference:

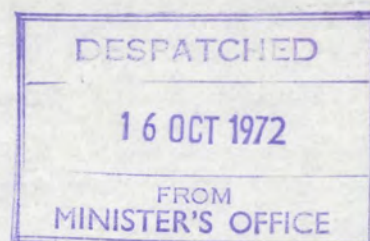
54/9/47.
54/9/325

Comments: FOR DRAFT REPLY.

(Departmental use)

Seen
Action complete
File
Tapers Filed
18/10
(Tumble)
10/10

54/9/325
13 October 1972
PEM:JM



Mr L.C. Schultz, M.P.,
Parliament House,
WELLINGTON.

Dear Mr Schultz,

... The Minister of Agriculture and Fisheries has referred to me a letter written to you by Mr Brick Park dated 2 October, complaining about boatsheds at the northern end of Oamaru Bay, Coromandel. The letter is returned herewith.

Mr Park complained to the Secretary for Marine in February 1970 about the group of boatsheds in this vicinity, one of which is his own for which he has a foreshore permit. The permit also includes a 45 ft long jetty and a 60 ft slipway. Mr Park has recently sent a petition to the Marine Division asking for the boatsheds to be removed but of the 61 signatories, not one lives locally and it appears that they were resident in his camp last summer.

Although this is Crown foreshore, the matter has been taken up with Coromandel County Council, with the suggestion that the Council might care to have the control of this area granted to it, under the provisions of the Harbours Act 1950 in order to exercise a closer control.

The Council replied that it had made an inspection of the area and discussed the question of boatsheds and slipways very fully. The Council was of the opinion that "the sea was there to be used and that boatsheds and slipways were a natural adjunct to such use. Oamaru Bay was a place", the Council considered, "where such structures could be placed without doing harm to the pleasure of others. The sheds were tucked away under a steep bank covered with trees and natural growth and the slipways covered a rocky seabed which had little attraction for the public generally. The appearance of the sheds left something to be desired but they were what they pretended to be, just boatsheds exposed to wind, rain and sea spray". The adjoining land is a public road and the Council has approved each permit which has been granted.

2.

Negotiations with the Council to accept delegation of control have proceeded slowly, but it is understood that the new Council may be more interested.

All these structures are subject to the Foreshore Licence Regulations 1960 and must be kept in good order and repair. Arrangements will be made for an officer from the Auckland district office to inspect them next time he is in the area. Photographs taken two years ago when they were last inspected showed that they were a little untidy but, except for one about which action was taken, they were sound, and the Council members seemed to be satisfied with their appearance at that time.

With kind regards,

Yours sincerely,

(Sgd.) J. B. Gordon

MINISTER OF TRANSPORT

Encl.

5419/47

67



9 October 1972

L.C. Schultz, Esq. M.P.,
Parliament House,
WELLINGTON.

Dear Mr Schultz,

I acknowledge your letter of 5 October 1972. The particular topic mentioned by Mr Park is under the jurisdiction of the Harbours and Foreshores Branch of the Marine Division of the Ministry of Transport.

I have forwarded your letter to the Minister of Transport for his reply.

With kind regards.

Yours sincerely,

Minister of Agriculture & Fisheries

MINISTER OF TRANSPORT:

Referred accordingly.

Doug. Carter

SECRETARY FOR TRANSPORT

For draft reply.
~~For reply by direction.~~
~~For comments.~~
~~Referred.~~

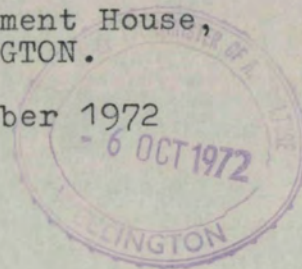
JB

10. 10. 72



Parliament House,
WELLINGTON.

5 October 1972



Reger

Hon. D.J. Carter,
Minister of Agriculture and
Fisheries,
Parliament Buildings,
WELLINGTON.

Dear Mr Carter,

... I wonder if you would care to comment on the attached
letter from Mr Brick Park, Oamaru Bay, Coromandel.

Kind regards,

Yours sincerely,

Leo Schultz

Enc.

Oamaru Bay
 Coromandel.
 2nd October 1972

Mr Shultz M.P.
 For Hawkei
 Parliament Buildings
 Wellington

Dear Sir,
 Re Boat sheds erected at Northern end of
 Oamaru Bay.

I must point out I am a long standing
 resident and rate payer of Oamaru Bay.
 I have tourist Flats, and caravan park.

Tourists inform me the, old boat sheds, distract,
 and are an eye saw, and the slipways, with the
 wooden rails, a menace to adults, and especially
 children, looking for crabs with their plastic
 buckets,

I must point out that the Slip way rails,
 are covered with green sea slime, quite a few
 people and children, have had nasty falls, I also
 have a boat shed their myself, I would, rather
 see them all demolished as they have a haven for
 rats and vermin.

My holiday makers, have also signed a petition,
 that I have forwarded to the Marine Dept. I
 spent a considerable amount of money on my
 property

and will be spending much more money, in the near future.

These old boat sheds are not adding to the landscaping, and attractiveness of that corner to Camara Bay.

Boat sheds are a thing of the past, with modern, light boat trailers.

What is required is a concrete Boat Ramp erected some where, where the general public, can make use of it, trusting you will give this matter, your consideration, an attention.

Yours respectfully
Boick Park.

54/9/47

P.O. Box 1254,
AUCKLAND.

4th October, 1972

Miller & Poulgrain,
Barristers & Solicitors,
P.O. Box 411,
THAMES.

Dear Sir,

BOAT SHEDS & SLIPWAYS OAMARU BAY -
COROMANDEL

Receipt of your letter of 12/9/72, is acknowledged. The enclosed petition will be referred to the Director of Marine, Wellington for consideration and who will write you in due course.

Yours faithfully,

.....
D. GREIG

For District Officer,
M.S.D.

ENCL: ✓

HEAD OFFICE,
ATTN: CHIEF EXECUTIVE OFFICER (HARBOURS)

No previous correspondence.

Enclosed (1) Covering letter from Solicitors
acting for petitioners.

(2) Original of Petition - not suitable
for photocopying.

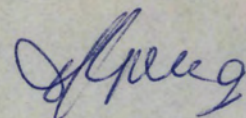
The structures in Oamaru Bay Are:-

<u>Item:</u>	<u>Structure</u>	<u>M.D. NO.</u>
158 Park B.T.	Boatshed/Jetty	12352
189 Housley PB & CM	Boatshed/Slip	13217
190 Whitford D.A.	Jetty/Boat/Shed	13218
265 Walmsley SA WB	Pontoon/Jetty/slip	13996
269 Bathurst W.J.	Boatshed/Ramp	13906
270 Brown, A.F.	Boatshed/Ramp	14010

2.

You will note that Mr B. Park is the originator of the Petition but would also appear to be a Licence Holder. From memory of the area these structures are in a corner of the Bay and mostly owned by the people who have residences to their immediate rear.

You will note that on 29/6/70 Mr Park complained regarding these structures and a reply from your office File 54/9/47 of 29/7/70 was sent to Mr Park.



.....
D. GREIG

For District Officer,
M.S.D.

19

MILLER & POULGRAIN

Barristers & Solicitors

TELEPHONE 26

P.O. BOX 411

GEOFFREY ALAN POULGRAIN, LL.B.

RONALD RANDALL

JOHN MAGNUS RENNIE, LL.B.

457 Pollen Street,

THAMES 12th September, 19 72

The Officer in Charge,
Marine Department,
AUCKLAND

Dear Sir,

Re: BOAT SHEDS & SLIPWAYS OAMARU BAY COROMANDEL

We act for Mr. B. Park, who is concerned in regard to the erections of Boat Sheds at Oamaru Bay. He has made certain representations to the Coromandel County, but it appears that these sheds are under the jurisdiction of the Marine Department. We enclose the petition which was obtained by Mr. Park over the last summer period, and would be pleased if you could take the necessary steps to have the petition acted upon and the Boat sheds removed.

Yours faithfully,
MILLER & POULGRAIN

Per:

R. Randall

RR:BJF

THIS PETITION IS ASKING FOR THE REMOVAL OF ALL BOATSHEDS
IN FRONT OF CAMPING GROUNDS AND TOURIST FLATS AT OAMARU BAY.

IT IS SUGGESTED THAT THE SAID BOATSHEDS SERIOUSLY IMPAIR
AND DETRACT FROM THE NATURAL BEAUTY OF OAMARU BAY.

D. M. Linton Rd 1 Reporoa.
 Mr D. Hughes 62 Kurupae Rd Taupo.
 R. Linton R.D. 1 Reporoa.
 B. Hughes 62 Kurupae Rd Taupo.
 W. S. Cuth 509 Brown Street Thames.
 Mr. Clarke Ruakura A.R.S., P. Bag Hamilton
 J. K. E. Jey 74 Brooklyn Rd, Hamilton.
 B. Jones 33 McLeod Rd. Auckland.
 Mr. Jones. 33 McLeod Rd. Auckland.
 B. Martin 50 Leybourne Ave Glen Innes.
 Mr. Milgrom 31 Piko St OTARU South Auckland
 J. Perry 8 Bree St., Johnsonville Wellington.
 B. R. Clark 221 Chaupo Rd Hamilton
 E. Brandon 87 Arapuni St Putaruru
 R. J. Knox C/- P.O. Box 188 Putaruru.
 E. Brandon 87 Arapuni Street Putaruru.
 J. L. Knox C/- Box 188 Putaruru
 J. Hodgson Rd 1 Taupo
 R. J. Hodgson R.D. 1 Taupo.
 W. L. Wickenden 18 Bunnythorpe Rd.
 J. B. Goble 13 Sowers St. Te Awamutu.
 S. V. Goble 13 Sowers St. Te Awamutu.
 K. J. Meredith 36 Mur Ave. Mangere Bridge.
 Mr. Rochford 28 Hapua St. Renuera
 R. L. Oliver 828 Haurua.
 G. M. Oliver " " "

R Johnston	80 Mount View Road	Hamilton
Jeanette W. Johnston	80 Mount View Road	Hamilton
P. Andrews	P.O. Box 5, Massey Road,	Reporoa
J. F. Andrews	1.0 Box 5 Massey Road	Reporoa
J. Campbell	41 Fenwick Cr.,	Hamilton
W. W. Campbell	41 Fenwick Cr.,	Hamilton
A. M. McSee	43 Maritime Tce,	Auckland, 10.
G. A. McKay	29 Lennysen St	Petone
S. R. McKay	29 Lennysen St.	Petone
H. M. Monaghan	Paemako R.D.	Piopia
B. J. Monaghan	Paemako	R.D. Piopia
R. Goodie	66 Woodside Ave	Titirangi
P. Goodie	66 Woodside Ave	Auck 7.
N. S. Pickering	63. Moa Street	Piopia
H. H. Allington	Paemako R.D.	Piopia
G. F. Fryer	78. Pakura St. Te Awarua.	
G. Fryer	48 Pakura St. Te Awarua.	
G. F. Wenzel	R.D. 2	Reporoa
G. Wenzel	R.O. 2	Reporoa
J. Mackie	No. 9. R.D.	Inglewood
M. A. Mackie	No. 7 R.D.	Inglewood
S. G. Mackie	273 Frankley R.D.	New Plymouth
M. English	282 Hill Rd	Ch Ch.
J. Sims	R.D. 1. Te Aroha	
R. Sims	R.D. 1	Te Aroha
Judith	Hayfields Bay, Orewa.	
Kenneth E. Olan	" " "	
P. D. Rogers	Plunket St	Hastings
Philip Rogers		
M. Boyd	107. Tirohanga Ave. Te Aroha Stn.	
M. Boyd	107 Tirohanga Ave. Te Aroha Stn.	
Barber	102 Beach Road	Carter Bay Auckland 9.
R. Barber	102 Beach Road	Carter Bay Auckland 9.
Anchor	208 Spa Road,	Taupo
D. W. Anchor	208 Spa Rd.	Taupo

54/9/47



19 Estuary Rd.

Helmouth, Manurewa

26th. March 1971.

Secretary for Marine,
Aurora House
The Terrace, Wellington

Mr. Lennie 20-3-71.
You may wish
to take copy for Oyster Farming
files. Also Steward Rd. C/c.
L.G. Scheme for

Dear Sir,

Thank you for your interesting letter in
reply to mine and I am most appreciative your
should trouble to answer.

I am not on any crusade in this matter,
simply wished to express my opinion with the hope
the future will bring an improvement.

There are many such things as boat sheds
around our shores eg., derelict buildings, & structures,
rubbish dumps etc., which one sees & doesn't see
till pointed to by visitors & others & we are made
conscious of them.

Oyster farming could be another point in view
Imagine that magnificent view from the Mania
& the shallows below with all their colors & reflections
filled with oysters & racks.

It was general comment at the Camara

Bay Camp which drew my attention, discussion on rights & scenery during our travels, which prompted my letters. I have also written to Coromandel County Council but have as yet received no reply.

Some things give character and are of local historical interest & therefore need to be retained & preserved.

Since the A. R. A. are acquiring so many coastal areas in the Hauraki Gulf it is to be hoped they too will be conscious of these matters.

Where the public are admitted en masse I have many misgivings.

Thank you for replying to my letter

I remain

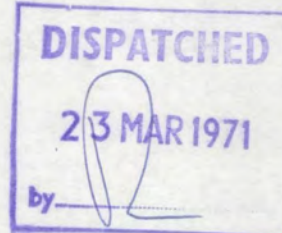
Yours sincerely

E. C. Yealand (Miss).

54/9/47

23 March 1971

Miss C. Yeoland,
19 Estuary Road,
Weymouth,
MANUREWA.



Dear Madam,

Our Auckland office has forwarded a copy of your letter of 10 March together with the reply which was sent to you concerning the erection of boatsheds and such like along the coastal areas of the Coromandel Peninsula.

We are aware of the concern of people in the area and in other places throughout New Zealand where use of the foreshore and bed of the sea is made for boatsheds, jetties, launching ramps and so forth. You are probably aware that the department approaches local authorities to obtain their views and I would say that it is very rare indeed for there to be any objection from that quarter. The department, when a licence is granted, does ensure by way of the Foreshore Licence Regulations 1962 that these structures are adequately maintained during the term of their licence. It cannot be said that the department is in a position to regularly inspect the many hundreds of structures throughout the country but does so whenever possible and certainly when licences are to be renewed.

However, the Coromandel County Council has already expressed an interest in being granted control of the foreshore within its county boundaries and this matter is presently being pursued. If the County accepts the grant of control there will be a more personal interest in the area and it is the hope of the department that the County can undertake this work which I am sure will be to the benefit of the area.

DEL:

Yours faithfully,

R.N. KERR
Secretary for Marine

per:

(O.J. Conway)

RECEIVED
P.O. BOX 4524
MARINE DEPARTMENT
THE DISPATCH OFFICE

please tumble



b7e336 complete

23 MAR 1971

by

R.N. KERR
Secretary for Marine

(O.J. Conway)

per: (O.J. Conway)

P.O. Box 1254,
AUCKLAND.

19 March 1971

Miss C. Yeoland,
19 Estuary Road,
Weymouth,
MANUREWA.

See also 9'2-53

38

Dear Madam,

FORESHORE STRUCTURES OAMARU BAY

Thank you for your letter of 10 March 1971 in which you comment on the erection of boat sheds in Coromandel, and in particular at Oamaru Bay.

Many of these structures were erected quite some time ago, and only recently registered and made subject to the Foreshore Regulations 1960.

The department is aware of the need to preserve the foreshore for the use of boat owners, swimmers and other beach users and pursuant to the Harbours Act 1950 is mainly concerned that structures are not in themselves a danger to navigation, and only considers the erection of structures when the local authority has agreed to their siting or if they are to be in zone designated as suitable for structures in the local authority planning ordinances.

In Oamaru Bay each structure to be registered was referred to the County Council for their comment as representing the electors of the County.

Yours faithfully,

B.E. TURNER,
District Officer.

The County Clerk,
Coromandel County Council,
Box 1,
COROMANDEL

Per : D. Greig.

Copy for your information together with a copy of the complainants letter.

B.E. TURNER,
District Officer.

Secretary for Marine,
Marine Department,
WELLINGTON.

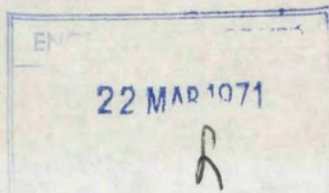
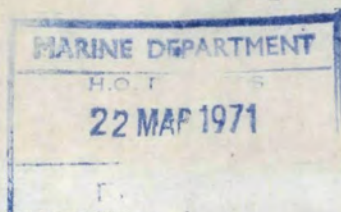
Per : D. Greig.

Copy for your information. Written in line with your policy as defined in your 54/9/47 of 29.7.70. Copy of complainants letter enclosed.

B.E. TURNER,
District Officer.

Per : D. Greig.

D Greig



(5)



9 Estuary Rd.,
Helmouth, Manurewa
10th. March 1971

Sir D. I. Greig,
Officer for Harbours & Foresters.,
Marine Department., Auckland.

Dear Sir,

My letter of protest concerns Boat sheds
in the Coromandel area in general and in
Oamaru Bay in particular.

I did not know to whom to write at
first, until our local Fisheries Inspector -
Sir Norman Jones, a near resident - put me
on course. So you are the recipient of my
literary effort. If however this is not your
concern & should be directed elsewhere, I
should be most grateful to know.

I understand others are taking up the
 cudgels in the matter but this is a purely
personal effort & I feel strongly about it.

My family own property & have been
associated with Coromandel since earliest
mining days and are part of its history, there.

55
fore anything which is likely to mar the beauty & character of the surroundings is of concern to us.

While I speak generally Camareu is a specific instance. Surely in this day of trailers & light speedy craft, alternative means e.g., ramps & offshore parking can be provided where inconspicuousness is the keynote.

As more people come to the Peninsular they will require these facilities in question and in no time the bays & inlets will be cluttered with such buildings. I notice in the last couple of years a boat shed has been sited at Koputauaki.

I realize others come to do more than admire the beauty of coastline, one of the peninsulars great attractions and I agree their needs should be met but not to the detriment of its natural beauty & character.

Various reasons are given by others expressing disapproval & advocating the phasing out of all sheds & jetties, from the danger to children, their untidy & cluttered effect. I believe also the Camp Proprietor feels some

concern that this disapproval by others
may have some effect upon his business.

However mine is a purely overall
consideration and a look into the
future with consternation & foreboding.

So I hope your Department will
reconsider its policy, take my views to
heart with all the seriousness with which
they are written, and gradually revoke
these forebore licenses.

I remain

Yours faithfully

Caroline Zealand (Miss)

54/9/47

copy on 54/9/340

11 March 1971

Messrs Miller & Poulgrain,
Barristers & Solicitors,
P.O. Box 411,
THAMES.

Attention: Mr R. Randall

DISPATCHED

12 MAR 1971

by R

Dear Sir,

FORESHORE STRUCTURES : OAMARU BAY : B.T. PARK

You have asked in your letter of 3 March certain questions relating to the granting of a foreshore permit to S.A. & W.B. Walmsley in Oamaru Bay.

It is confirmed that a permit was granted (No. 1397) which is current for a term of 14 years as from 1 December 1970.

It is also advised that the County Engineer of the Coromandel County Council examined the amended plans of the boatshed and ramp and stated that he did not consider that there would be any objection to the siting as shown on the amended plan.

As a general comment on your letter it is advised that when we wrote to Mr Park the position was clearly set out and when he again wrote to this office it was not, in view of our earlier letter, thought necessary to take the matter any further.

The Coromandel County Council is at present considering proposals which have been jointly arrived at between this office, and the Council, to take over control of certain foreshore areas pursuant to section 165 of the Harbours Act. If control is accepted then the Coromandel County Council would be entirely responsible for areas of foreshore which have been designated to it. This matter has yet to be concluded.

I would point out that the Foreshore Licence Regulations 1960 does make provision for the revocation of licences but this is not usually exercised unless there is some failure on the part of the licence holder to comply with the requirements of the said regulations.

Yours faithfully,

R.N. KERR

Secretary for Marine

per:

(O.J. Conway)

MILLER & POULGRAIN

Barristers & Solicitors

GEOFFREY ALAN POULGRAIN, LL.B.

RONALD RANDALL

JOHN MAGNUS RENNIE, LL.B.

457 Pollen Street,

THAMES 3 March
N.Z.

TELEPHONE 26
P.O. BOX 411

52.

The Secretary,
Marine Department,
P.O. Box 10142,
WELLINGTON



19 71

Dear Sir,

Re: FORESHORE STRUCTURES, OAMARU BAY
B.T. PARK YOUR REF: 54/9/47

On the 10th July 1970 you wrote to Mr Park in regard to the erection of boatsheds and Oamaru Bay. Much to our client's dismay, it appears that the Marine Department have granted to Messrs Walmsley & Bros, a licence to build a boatshed, and this structure appears to be in the course of erection. Could you please advise is this is correct and whether the term granted to Walmsley Bros is similar to the one that our client holds under Permit No 409. Our client was disturbed to see that this structure was being erected and presumes that the necessary consent had been obtained. He was of the opinion that the Crown had a policy of long term dispoilation of the Coromandel Coast and that within a few years or so he would have received a notice to remove his boatsheds. *Term 14 years from 1/12/70*

Our client also informs us that despite his objections as stated in his letters to you, as no person called to interview him regarding this his letters seemed to be ignored.

We presume, in accordance with the last paragraph of your letter on page 1, that the local authority gave its consent. Would you please confirm.

Yours faithfully,
MILLER & POULGRAIN
Per: *R. Randall*

RR:SMA

*Yes by letter dated 8/12/70
signed by County Eng.*

*Mrs Rang - could
you check
Bart how file
for Wednesday
Mr. Munn*

COROMANDEL COUNTY COUNCIL

Please address letters to
COUNTY CLERK,
P.O. BOX 1,
COROMANDEL

When calling or ringing please
ask for Mr.

The Acting Secretary for Marine,
Marine Department,
P.O. Box 10-142,
WELLINGTON.

COROMANDEL, 870 61
P.O. Box 1 — Telephone 859

27th November 1970.

original on 54/9/70 25.

Your Reference	54/325,336,300, 301,47	Your Letter	18.11.70	Our Reference	5.10.1
Subject	CONTROL OF FORESHORE.				

Dear Sir,

Thank you for your letter of 18 November 1970, which the council read with interest.

The council agreed in principle with the idea of assuming control of the foreshore adjoining the county, but wishes to make a more detailed investigation of the effect of such control.

It can see the following advantages:

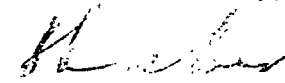
1. It would be an improvement on existing control insofar that permits could be sought and obtained by the public locally.
2. Inspections can be made by local people with local knowledge and it eliminates the dual reporting which is employed at the present time. It would at least eliminate the dual control below and above mean high water mark.
3. It would bring in revenue from rentals of foreshore structures which money can be used to partly finance public facilities (as proposed by the council in connection with the Oamaru structures.)
4. Council is promoting a scheme to rate for marine facilities and centralised control of foreshore land and water would assist that scheme.

The disadvantages into which the council wishes to enquire more deeply broadly concern the administrative and legal aspect about which little is known in this office.

Concerning the legal aspect we are wondering what the council's liability would be in connection with erosion and other trouble along the coast.

Your comments would be appreciated.

Yours faithfully,

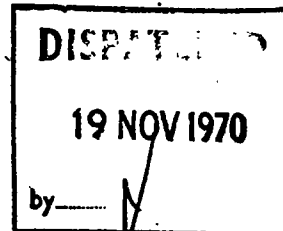


B.H. de Boer,
COUNTY CLERK.

54/9/325
54/9/336
54/9/300
54/9/301
54/9/47

18 December 1970

The County Clerk,
Coromandel County Council,
P.O. Box 1,
COROMANDEL.



Dear Sir,

FORESHORE STRUCTURES - OAMARU BAY

The question of continuing to licence existing structures at Oamaru Bay and future approvals for new facilities appears to be at a standstill.

In your letter of 21 August you made suggestions for the charging of licence fees to enable development of public facilities for boating and to ensure that the number of jetties, sheds and the like be restricted. One of course would depend on the other, in other words if there is very few structures there would be insufficient income to support public facilities unless your County was prepared to make substantial contributions both initially and for future maintenance. The grant of control by this Department to your County is the only way that monies received in respect of licence fees for private structures on the foreshore or bed of the sea can be given over to a local authority.

There are two methods only which are available to licence structures. Either your County, in its wish to regulate the appropriate siting of structures within this area, accepts control of the foreshore and all applications would then be handled by you with the Department only required to approve the plans themselves. Your County could charge licence fees which could be higher than the Department's but which should not be expensive. We are always desirous of a local authority assuming such control as obviously it has a better appreciation of local matters and public feeling.

If your County does not wish to accept control then this Department must continue to allow persons to erect structures on Crown foreshore and seabed subject to various requirements in connection with navigation, that such structures are built to required standards and are maintained in good condition. The local authority can still be consulted in respect of new applications but the importance of its views in the overall planning of an area is not so effective as the conditions of maintaining structures are endorsed on the reverse side of permits and failure to comply may result in action to have the occupier remove the structure at his own expense

I would appreciate your further comments but I would like a definite answer on the question of whether your County is prepared to assume control of the foreshore and consequently the licensing of any structures thereon. If on reconsideration you accept this proposal then details can be conveyed to you in order that the appropriate course of action can be taken.

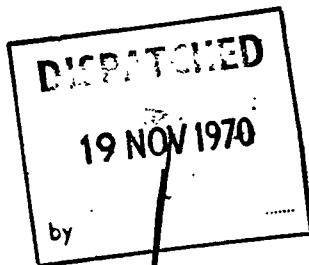
Yours faithfully,

C.W. FRANKS
Acting Secretary for Marine

per:

(O.J. Conway)

District Officer,
Marine Department,
P.O. Box 1254.
AUCKLAND.



For your information. Your reference 54/2/459 refers to an application by Mr Brown.

C.W. FRANKS
Acting Secretary for Marine

per:

(O.J. Conway)

44
Copies for:

M54/9/325
M54/9/336
M54/9/300
M54/9/301
M54/9/47

2 September 1970

The County Clerk,
Coromandel County Council,
P.O. Box 1,
COROMANDEL.

Dear Sir,

FORESHORE STRUCTURES - OAMARU BAY

Your letter 5/8/1 of 21 August 1970 refers.

As the department's District Officer at Auckland has received a similar letter from you dated 14 August 1970 and will be contacting you further regarding the whole question of foreshore structures in this area, I shall delay comment on this matter until I learn of the results of any discussions he may have with you.

Yours faithfully,

R. N. KERR
Secretary for Marine

per:

(R. P. Taylor)

The District Officer,
Marine Department,
P.O. Box 1254,
AUCKLAND.

Copy for your information. Your reference 54/2/490. Further to my memorandum of 26 August 1970 the above is in reply to a letter from the County, along the same lines as that written to you on 21 August 1970.

R. N. KERR
Secretary for Marine

per:

(R. P. Taylor)

54/9/47

The District Officer,
Marine Department,
P.O. Box 1254,
AUCKLAND.



26 August 1970

COROMANDEL COUNTY COUNCIL - FORESHORE
STRUCTURES

(Your ref. 54/2/490)

Replying to your memorandum of 20 August I have read with interest the County Council's letter of 14 August. A similar letter has also been written to the Secretary for Marine.

The idea is an interesting one but could only be carried out by the County itself. Any 6% surcharge made by the Marine Department would go into the Consolidated Fund.

I note that you say that the County Council does not wish to be involved with any control of the foreshore within the County. Can you confirm that this is still the present position? Could the County be persuaded to control certain areas such as popular beaches and so on? I feel that the County Clerk may not have understood what you meant by "zoning". This would of course be an entirely unofficial exercise and not pursuant to any legislation. It need not even be published but would act as a guide to us in approving structures.

You may be able to discuss this further with the County Clerk by telephone. In view of the emphasis being given to the control of the physical environment, my present thinking is that, regardless of who is the adjacent landowner, the local authority should be consulted before all private structures are approved so that the development of foreshores ties in with Town and Country Planning. Your comments on this would be appreciated.

B.N. KERR
Secretary for Marine

per: 

(P.E. Muers)

original on 54/9/385

COROMANDEL COUNTY COUNCIL ⁴²

Please add ~~letters to~~
MARINE DEPT
COUNTY CLERK,
P.O. BOX 1, 24 AUG 1970
COROMANDEL

The Secretary for Marine,
Marine Department,
P.O. Box 10142,
WELLINGTON.

COROMANDEL, 483
P.O. Box 1 — Telephone 857

21st August 1970.

When calling or ringing please
ask for Mr.

Your Reference M54/9/366 Your Letter 23.6.70 Our Reference 5.8.1

Subject FORESHORE STRUCTURES - OAMARU BAY.

de Boer

Dear Sir,

Fo 27/28
I am sorry that owing to sickness among the staff a reply to your letter of 23 June was so long delayed.

The council made an inspection of the area and discussed the question of boatramps and slipways very fully. The council is of the opinion that the sea is there to be used and that boatsheds and slipways are a natural adjunct to such use, and that there are many places where such structures can be placed without doing harm to the pleasures of others. Oamaru Bay is such a place. The sheds are tucked away under a steep bank covered with trees and natural growth and the slipways cover a rocky seabed which has little attraction to the public generally. One of the sheds could do with some repairs but generally speaking the buildings are close to what they pretend to be - just boatsheds exposed to wind, rain and seaspray.

The council recommends that the leases should run for a normal 14 year term, subject to the following conditions:

1. The structures must be maintained in an orderly condition and in good repair (which includes the application of creosote or similar inconspicuous preserving material)
2. The licence fee should be calculated -
 - (a) to cover administrative cost, and
 - (b) to produce a rental, equal to 6% of the site value of the area occupied, and
 - (c) to produce a general charge equal to the general county rate on the area occupied if the area had been rateable.

The recommended fee is designed to ensure that no citizen has a free, or almost free, advantage over another in the use of public land. If the department could make the rental and general charge content of the fee available to the local authority for the purpose of public boatramps and slipways, private amenities would subsidise public ones. The higher fee would also tend to reduce the demand for private facilities.

Yours faithfully,

B.H. de Boer
B.H. de Boer,
COUNTY CLERK.

TELEPHONE. DG:KMCA
EXTENSION



PLEASE QUOTE

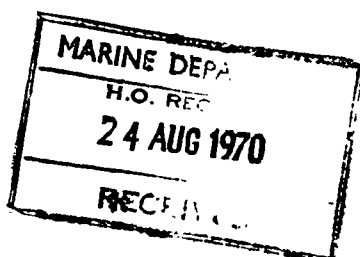
Marine 2599

OUR REFERENCE

54/2/490

YOUR REFERENCE

54/9/47



MARINE DEPARTMENT.
P.O. Box 1254,
AUCKLAND.

20 August 1970

Secretary for Marine,
Marine Department.
WELLINGTON.

COROMANDEL COUNTY COUNCIL - ZONING OF FORESHORE
STRUCTURES ON CROWN LAND

f39

Your minuted copy of 29.7.70 file 54/9/47 to
Mr M.J. French.

Enclosed please find:

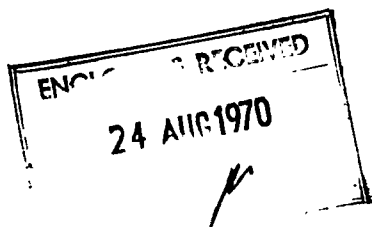
- (1) Copy of my letter to Coromandel County.
- (2) Copy of reply to above letter.

Paragraph two.1,2,3, would agree with Departmental policy but from the remainder of their comment it would appear while not wishing to be involved with any control of the foreshores within the County, they would be very happy to collect the fees for licences for establishing public facilities.

B.E. TURNER,
District Officer.

B.E. Turner

Per : D. Greig.



54/2/490

P.O. Box 1254,
AUCKLAND.

11th August, 1970.

The County Clerk,
Coromandel County Council,
P.O. Box 1,
COROMANDEL.

Dear Sir,

FORESHORE STRUCTURES

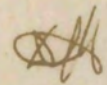
In recent weeks several letters of complaint have been received regarding the siting of boat sheds and other foreshore structures in Oamaru and Kikowharerere Bays.

The complainants are of the opinion that the public right of access to the foreshore is being limited, and it is suggested that to avoid future discord, that your Council give consideration to a zoning scheme which would specify in which areas your Council would consider foreshore structures for private and commercial use.

The department in considering applications would co-operate with your Council's requirements.

Yours faithfully,

B.E. TURNER
District Officer.



Per : D. Greig.

COROMANDEL COUNTY COUNCIL

Please address letters to
COUNTY CLERK,
P.O. BOX 1,
COROMANDEL

The District Officer,
Marine Department,
P.O. Box 1254,
AUCKLAND.

COROMANDEL, 460
P.O. Box 1 — Telephone 857

14th August, 1970.

When calling or ringing please
ask for Mr.

de Boer

Your Reference	54/2/490	Your Letter	11.8.70	Our Reference
	54/9/366		23.6.70	
Subject	FORESHORE STRUCTURES:			

Dear Sir,

In reply to your letters of 23 June and 11 August 1970, I have to advise that the council has now discussed this matter in detail and decided as follows.

It is difficult, if not impossible, to control or protest the public right of access to the foreshore by way of zoning. Even if the council had jurisdiction below high water mark and there was no legislation controlling the use of foreshore reserves, zoning would be impractical because the conditions applicable to any particular place cannot be compressed into a code applicable to all places. The only blanket rule that could be made is to prohibit boatsheds and other foreshore structures anywhere, and the council does not want to do that. It considers that the sea is there to be used and enjoyed and that boatsheds are an essential part of the foreshore. The council is therefore prepared to consider any application on its merits and will grant the application, provided:

1. The site is not part of a popular beach or foreshore
2. The buildings are not obstructive and blend in with the background
3. A suitable rental or licence fee is paid.

Concerning the annual fee the council recommends that it should be the sum of

1. cost of administration (including valuations, surveys, legal expenses)
2. 6% of the site value of the area occupied
3. An amount equal to the general county rate on the area occupied if the area had been rateable.

The content of the fee under 2 and 3 above should be used by the local authority or department to provide public foreshore facilities such as boatramps and slipways. This formula would ensure that nobody has a free advantage over another as to the use of the public foreshores below or above high water mark and would build up a fund from which public facilities of the same type can be financed. If the money is paid to the local authority, either directly or indirectly, it should be credited to an account which would prevent it being absorbed in the general revenue of the local authority.

In regard to the existing boatsheds and slipways at Oamaru Bay (your ref. 54/9/366) the council recommends that the leases should be allowed to run for the normal 14 years term, provided that the above described licence fee is paid and the buildings and structures are maintained in an orderly condition and good repair (which includes the periodic application of creosote or similar inconspicuous preserving material.)

Yours faithfully,

B.H. de Boer
B.H. de Boer,
COUNTY CLERK.



54/9/47

39

29 July 1970

Mr B.T. Park,
Oamaru Bay,
COROMANDEL.

DISPATCHED

29 JUL 1970

by

Dear Sir,

FORESHORE STRUCTURES - OAMARU BAY

Thank you for your letter of 20 July. I feel that the whole of this matter is one which you should take up with the County Council, perhaps through your Solicitor, rather than this department. The Marine Department's responsibility is for the safety of navigation and public rights on the foreshore. The matter of private rights does not come under our jurisdiction.

I must point out that the County Council is the democratically elected body charged with local government in this area, and it is usual, when conflicts of interest arise, for the Marine Department to delegate the control of the foreshore to the local authority, with powers to grant its own licences for foreshore structures subject to the approval of the structural plans by the Minister of Marine. The siting of boat sheds therefore, becomes a matter for decision by the local authority. Although this delegation has not yet been given to Coromandel County Council the matter about which you are concerned appears to be a proper function for the Council to consider in connection with its plans for coastal development generally.

Yours faithfully,

R.N. KERR
Secretary for Marine

per:

(P.E. Muers)

DISPATCHED

29 JUL 1970

by

The District Officer,
Marine Department,
P.O. Box 1254,
AUCKLAND.

Copy for your information. Your reference 54/2/289.

Copy on 54/9/340
26/11/70.

R.N. KERR
Secretary for Marine

per:

(P.E. Muers)

29 July 1970

Mr M.J. Fremon,
Kings Road,
COROMANDEL.

DISPATCHED

29 JUL 1970

by

Dear Sir,

Our District Officer, Auckland has referred to me a copy of your letter of 15 July on the subject of a boat shed application by Wormsley Bros. of Paeroa. This application has not yet been received in this office.

The Minister of Marine is empowered under the Harbours Act 1950, to issue licences or permits for the erection of certain structures on the foreshore, that is, the tidal land, and boat sheds are among the structures listed. There is no legal requirement for the Minister to obtain the approval or comments of the adjoining landowner, although this is usually done as a matter of courtesy. Where an adjoining landowner has riparian rights, he might be entitled to compensation from the licence holder if his structure obstructs access to the sea.

The Marine Department policy with regard to the issue of permits for boat sheds or jetties in close proximity to popular beaches is to rely very largely on the advice of the local authority in the matter of whether this is desirable or not. In general it is thought that the local authority will wish to group boat sheds at one end of any such beach rather than having them scattered along the whole length of the beach.

Coromandel County Council is the democratically elected body charged with local government in this area. I feel that your objection should be addressed to the County Council rather than to this department which cannot be expected to be familiar with local public opinion.

The Marine Department's responsibility is that structures on tidal land are not in themselves a danger to navigation. When there is a conflict of interest between boatowners, bathers, or other activities the available area should be shared equitably.

Guy on 34/9/70
26/11/70.

The control of the foreshore can if necessary be granted to the local authority which can issue its own licences and this is frequently done. All structures are subject to the Foreshore Licence Regulations 1960 and the Minister of Marine may order their removal at 3 months notice without compensation if the need arises.

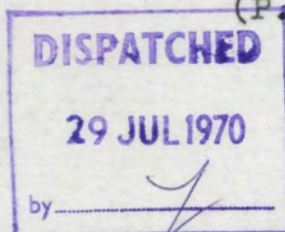
Yours faithfully,

R.N. KERR
Secretary for Marine

per:

(P.E. Muers)

The District Officer,
Marine Department,
P.O. Box 1254,
AUCKLAND.



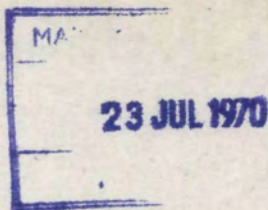
Copy for your information. Your reference 54/2/490.
I suggest that you point out to the County Council the necessity for some planning in connection with the siting of structures on its beaches and advise that the Marine Department may be expected to follow as far as is reasonably possible in requirements of the Council. It could be pointed out that objections are being received.

R.N. KERR
Secretary for Marine

per:

(P.E. Muers)

DG:CH



54-9-47

36

54/2/490

P.O. Box 1254,
AUCKLAND.

20th July, 1970.

Mr. M.J. Fremon,
Rings Road,
COROMANDEL.

(Attention Mr. Muers)

Dear Sirs,

FORESHORE STRUCTURES
OAMARU BAY - COROMANDEL

Receipt of your letter of 15/7/70 is acknowledged,
the matter will be considered, and you will be further advised
in due course.

Yours faithfully,

B.E. TURNER
District Officer.

Per : D. Greig.

K 32
Secretary for Marine,
WELLINGTON.

Referring to the copy of a letter of complaint attached,
please advise if I should reply as done in your 54/9/47 of
10/7/70 to Mr. B.T. Park.

B.E. TURNER
District Officer.

D Greig

Encl.

Per : D. Greig.

Copy on 54/9/340 d 26/11/70.

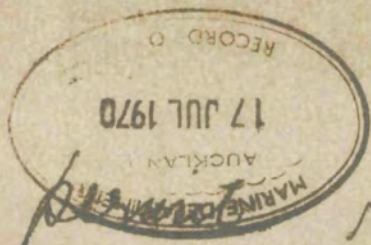
Kings Hood

35

Remondel

July 15-11-70.

Dear Sirs,



I refer to a boatshed
(Waimsey) requested by Wormsley Bros. Pauroa.

It seems the Remondel Council has not objection to such a boatshed near Colville as it said in our local paper.

It can hardly be argued that the public who use the beaches and shoreline are equitably sharing the use of these areas when a privileged few are entitled to erect boatsheds.

It would seem a disaster if the foreshore of this beautiful coast becomes a clutter of unsightly boatsheds and I would strongly urge your department who should issue such a permit, to refuse it.

54/9/340

I understand Wormsley Bros. own Turkey Island where a boatshed is already erected - unsightly enough for those who use the beaches nearby and I fail to see why a permit should be given for yet another boatshed on

our pasture.

Yours faithfully

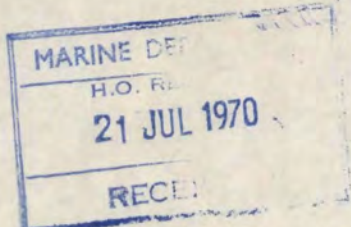
W. F. Jackson.

Copy on 54/9/340.

26/11/70.

Oamaru Bay
Coromandel.
20/7/70

(your ref. 54/9/47)



The Secretary for Marine
Marine Dept.
Wellington.

32

Dear Sir,

Thankyou for your letter of the 10th. July, concerning my objections to the construction of a boatshed on the foreshore in the vicinity of Oamaru Bay Coromandel.

Firstly, concerningg your request for the file reference number of the Dept's. letter of the 16th. Dec. 1969. The number is:54/2/459.

I must thankyou for your very clear and concise exposition of the Dept's general policy concerning this type of foreshore structure. I will try to give you a general idea of the grounds of my objections which are based upon the rights of a ratepayer owning or leasing property adjoining a coastal area or beach frontage and road reserve facing that frontage.

I own a resident property in Oamaru Bay, and I lease another property on which is situated a camping ground and Tourist Flats. During the summer months this latter property is widely used by holiday people and tourists to this area. I pay rates on these propertys to the Coromandel County Council, being the local authority concerned.

As doubtless you are aware, from time to time the Government Valuation Dept., inspects all property for re-valuation purposes, and on this valuation the local authority levies rates. Now over the years I have built up the camping ground and motel units into a quite attractive tourist property. From the last valuation inspection I was informed that the valuation, for rating purposes, had been increased. This means that the amount of rates paid was increased.

I objected to this increased valuation and requested an explanation as to the reason for the increase. The valuation Dept. informed me that the general physical environment of the property, being situated close to the beach and foreshore on an attractive coastline, formed the basis for the valuation. So that, you will, I think, see quite clearly, that an uninterrupted access and view to the coastline and foreshore forms a tangible right for which I personally pay for. Whereas, the person who wants the boatshed, does not pay rates. He lives on an Island which is used as a summer resort, moreover I am informed that the Coromandel County Council intends to give this person a boatshed site on the foreshore. Apparently the Council thinks it has the right to dish out a marine foreshore site to who ever comes along and applies for one.

But I must hasten to add, that my objection applies only to the Oamaru Bay area and my property frontage. I am not concerned with what the C.C.C. does with the Coromandel Coast Line and foreshore, provided that they do not interfere with the rights which I hold under common law through the rating act.

Trusting that this clarifies the matter

Yours faithfully,

B.T. Park... *B.T. Park*...

Walmesley Bros
24/9/340

Copy on 24/9/340
26/10/70

54/9/47

10 July 1970

Mr B.T. Park,
Oamaru Bay,
COROMANDEL.



Dear Sir,

FORESHORE STRUCTURES - OAMARU BAY

Our District Officer at Auckland has referred to me a copy of your letter of 29 June, in which you object to a proposal for the construction of a boatshed on the foreshore, or tidal land, in the vicinity of Oamaru Bay, Coromandel.

SEE Folio 7
54/a/325.

I regret that neither the District Officer nor I can find any trace of your letter of last January. It appears that it was written in reply to a letter from this Department. Would it be possible for you to let me know the file reference number of the Marine Department's letter so that I can investigate this matter further. The application to which you refer has not yet reached me.

Could you please tell me what the grounds of your objection are. The foreshore appears to be Crown land and the land immediately inshore to be a road reserve. The adjoining landowner, for purposes of the Harbours Act, would therefore be Coromandel County Council. It does not appear that a land title in the vicinity of Oamaru Bay would carry riparian rights, being cut off from the sea by a road reserve. I cannot see therefore on what grounds you would have a right of objection.

The Minister of Marine is empowered, under the Harbours Act 1950, to issue licences or permits for the erection of certain structures on the foreshore, or tidal land, and boat sheds are among the structures listed. There is no legal requirement for the Minister to obtain the approval or comments of the adjoining landowner, although this is usually done as a matter of courtesy. Where the adjoining landowner has riparian rights, he might be entitled to compensation from the licence holder if his structure obstructs access to the sea. This does not appear to apply in your case.

The Marine Department policy with regard to the issue of permits for boatsheds or jetties in close proximity to popular beaches is to rely very largely on the advice of the local authority in the matter of whether this is desirable or not. In general it is thought that the local authority will wish to group boatsheds at one end of any such beach rather than having them scattered along the whole length of the beach.

Copy on 54/a/340 d 26/11/70

The Marine Department administers the foreshore in trust and on behalf of the public of New Zealand. Where there are conflicts of interest between boatowners, bathers, surfers or other activities, the available area should be shared equitably between the various interests. The control of the foreshore can if necessary be granted to the local authority. As you will be aware, all structures are subject to the Foreshore Licence Regulations 1960, and the Minister of Marine may order their removal at three months notice without compensation if the need arises.

Yours faithfully,

R.N. KERR
Secretary for Marine

per:

(P.E. Muers)

District Officer,
Marine Department,
P.O. Box 1254,
AUCKLAND.



For information. Your reference 54/2/289.

R.N. KERR
Secretary for Marine

per:

(P.E. Muers)

Copy on 54/4/340
26/4/70

P.O. Box 1254,
AUCKLAND.

7 July 1970

Mr B.T. Park,
Oamaru Bay,
COROMANDEL.

Dear Sir,

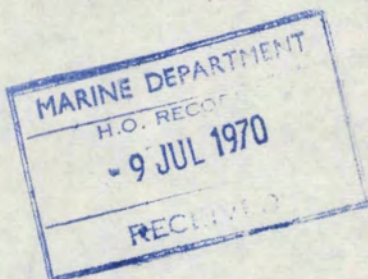
FORESHORE STRUCTURES OAMARU BAY.

Thank you for your letter of 29 June 1970. Since your letter to the Secretary of Marine, Wellington action has been taken to have the structures registered pursuant to the Foreshore Licence Regulations 1960.

At present one application is pending for an entirely new structure, and it may be that this is the shed referred to in your letter.

To date no plans for this structure have been lodged with this office although the Coromandel County Council has given their consent to the proposal.

As your letter refers to the matter of the Departments policy on foreshore structures. A copy of your letter will be sent to my Head Office, Wellington, who will advise you in due course.



Yours faithfully,

B.E. TURNER,
District Officer.

Per : D. Greig.

Secretary for Marine,
WELLINGTON.

Your 54/9/47 of 1.8.68, and minuted 54/9/336, 300, 301, 47, 325 refers.

I am unable to trace any letter of January this may have been directed to your office.

The only new application for Oamaru Bay is by Walmsley Brothers, plans for this have not been received to date.

I am enclosing a copy of Mr Park's letter for your action.

B.E. TURNER,
District Officer.

Per : D. Greig.

Copy on 54/9/340
26/4/70.

54/9/340

D. Greig

The District Officer
Marine Dept.
P.O.Box. 1254
Auckland

Oamaru Bay
Coromandel.
29th. June. 70.



Walmley Bros.

Dear Sir,

I understand that recently the Marine Dept. and the Coromandel County Council, approved the building of a boat shed on the foreshore between Coromandel and Colville, and I presume, close to Oamaru Bay, ~~and my property.~~ I wish to object most strongly to this proposal, if the shed is to be situated anywhere near the foreshore of Oamaru Bay. Last January, I wrote to you in reply to your enquiry concerning possible objections to the siting of boat sheds in close approximation to popular beaches in this area and private property adjacent to them. However, as yet I have not received any further communications regarding this matter. Would you please advise me of the Dept.s policy on this matter as soon as possible, so that, if necessary, I can make representations to the Minister of Marine.

Yours Faithfully

B.T.Park.

...B.T.Park...

SEE ALSO Folio 7 (54/9/325)
for letter of complaint re structures
in Oamaru Bay.

Copy on 54/9/340

28/11/70.

6/8/70.

M54/9/336

Copies on 54/9/300

301

47

325

23 June 1970

The County Clerk,
Coromandel County Council,
P.O. Box 1,
COROMANDEL.

Dear Sir,

FORESHORE STRUCTURES - OAMARU BAY, COROMANDEL

As you are aware, there are a number of existing boatsheds with slipways and a jetty on the foreshore in Oamaru Bay. Your letter of 2 September 1966 to the Department's Inspector of Fisheries at Coromandel indicated that the Council had no objection to these structures owned by Messrs Barry, Notman, Housley, Thordurn, Davies and Richards, but your letter of 11 March 1966 to Mr B.T. Park indicated that Council had no objection to the legalisation of Mr Park's structure provided that it would not be substantially repaired or reconstructed, and also that Council was not in favour of any new structures being erected there.

The Department has, so far, issued three permits for existing structures M12352, M13217 and M13218, currently owned by Messrs B.T. Park, B.P. and C.M. Housley, and D.A. Whitford in Oamaru Bay, and has before it two further applications from Messrs E.J. Bathurst, and A. F. Brown.

A complaint has now been received from a local resident that the structures are "unsightly, half rotten sheds, built mainly of low grade materials that obviously despoil an otherwise attractive public foreshore", and that an officer inspecting the area has reported that "the present condition and siting of the buildings detracts from the natural scenic aspect of Oamaru Bay" and that all the structures have a limited useful life without extensive repairs and could be programmed for total removal in five to eight years.

In view of the above comments the Department is reconsidering its original decision in granting permits for foreshore sites in this Bay and it appears that there are several alternative solutions to this problem, i.e.:

.../2

2.

- (a) Whether the five existing structures which have either been licensed or being considered for licences should remain in their current state of repair and be removed in five to eight years time (this would be contrary to condition 6 in the Schedule of Conditions to these permits, this condition requiring all structures to be maintained in good order and repair).
- (b) The five structures should be permitted to remain on the foreshore subject to extensive repairs being made by the owners.
- (c) The respective permits should run for the normal 14 year term, the structures to be maintained in an orderly condition, and on the expiry of these permits the structures should be removed; or
- (d) The status quo should be maintained, but no more permits should be issued for proposed new structures.

Please indicate Council's current feelings on this matter, as the territorial authority for this area, to enable a decision to be made on the best course of action to adopt.

Yours faithfully,

R.N. KERR

Secretary for Marine

per: (R.P. Taylor)

(R.P. Taylor)

CHECK

Copy for your information. Your memo 7/1 of 18 February 1970 to the District Commissioner of Works at Hamilton refers and also your two memos 7/1 (J. Barry, B.P. and C.M. Housley) of 23 October 1968.

The Resident Engineer,
Ministry of Works,
P.O. Box 123,
PAEROA.

Copy for your information. Your memo 7/1 of 18 February 1970 to the District Commissioner of Works at Hamilton refers and also your two memos 7/1 (J. Barry, B.P. and C.M. Housley) of 23 October 1968.

R.N. KERR

Secretary for Marine

per:

(R.P. Taylor)

NOTICE

PLEASE TUMBLE

PLEASE TUMBLE

PLEASE TUMBLE

District Commissioner of Works,
Ministry of Works,
Private Bag,
HAMILTON.

PIERRE LAMBE

(R.P. Taylor)
Copy for your information. Your memo 13/108 of 13 July 1966
and 24 February 1970 refers.

bel:
R.N. KERR
Secretary for Marine

per:
The District Officer, Marine Department,
P.O. Box 1254, Auckland.

The District Officer,
Marine Department,
P.O. Box 1254, Auckland,
AUCKLAND.

Your memo 54/2/459 of 26 February 1970 and further memo 13/2/379
and 13/2/380 of 29 August 1968, and 13/14 of 16 May 1966 and 54/2/483
of 1 May 1970 refer. Further action on the applications of A.F. Brown
and W.J. Bathurst is being withheld pending the reply from the County
Clerk.

R.N. KERR
Secretary for Marine

per:

(R.P. Taylor)

- (a) The District Officer, Marine Department, Auckland, is requested to advise the County Clerk, Auckland, of the results of the investigation.
- (b) The District Officer, Marine Department, Auckland, is requested to advise the County Clerk, Auckland, of the results of the investigation.
- (c) The District Officer, Marine Department, Auckland, is requested to advise the County Clerk, Auckland, of the results of the investigation.
- (d) The District Officer, Marine Department, Auckland, is requested to advise the County Clerk, Auckland, of the results of the investigation.
- (e) The District Officer, Marine Department, Auckland, is requested to advise the County Clerk, Auckland, of the results of the investigation.
- (f) The District Officer, Marine Department, Auckland, is requested to advise the County Clerk, Auckland, of the results of the investigation.
- (g) The District Officer, Marine Department, Auckland, is requested to advise the County Clerk, Auckland, of the results of the investigation.
- (h) The District Officer, Marine Department, Auckland, is requested to advise the County Clerk, Auckland, of the results of the investigation.
- (i) The District Officer, Marine Department, Auckland, is requested to advise the County Clerk, Auckland, of the results of the investigation.
- (j) The District Officer, Marine Department, Auckland, is requested to advise the County Clerk, Auckland, of the results of the investigation.

1 August 1968

Mr B.T. Park,
Oamaru Bay,
COROMANDEL.

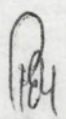
Dear Sir,

I have noted the report in your letter of other boat sheds and slipways at Oamaru Bay and jetties at Kikowhakarere Bay and will look into the matter. These will undoubtedly require permits and M.D. number plates if they are occupying sites on Crown land.

Yours faithfully,

R.N. KERR
Secretary for Marine

per:

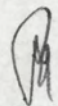

(P.E. Muers)

The District Officer,
Marine Department,
P.O. Box 1254,
AUCKLAND.

For information. Your reference 13/2/289.
Mr Park reports that there are four boat sheds and slipways at Oamaru Bay and six boat sheds and slipways plus two jetties at Kikowhakarere Bay that are not displaying M.D. number plates. Could you please look into this.

R.N. KERR
Secretary for Marine

per:


(P.E. Muers)

21st July, 1968
 Camaru Bay,
 Moromandel.



Marine Dept.

Dear Sir

Please find enclosed cheque for rental of boatshed, slipway, jetty. What is position of other boatsheds and slipways at Camaru, and six boatsheds and slipways and 2 jettys at Kikowhakanere Bay, that are not displaying M. D. permit plates.

Thanking You
 Yours Sincerely
 B. J. Park.

Amount	\$3.00
Receipt No.	B164390
Date	24-7-68
Receiver	J. E. H. H. H.

The Secretary for Marine,
WELLINGTON.

Dear Sir,

I acknowledge receipt of No. M 12352.....and I will
fasten the plate on (date) 3rd Jan 1968

Yours faithfully,

(SGD) B. L. Park

NAVY DEPARTMENT
H.O. RECORDS
23 JAN 1968
RECEIVED

Noted
d

Our ReferenceM 54/9/47.....

Your Reference

Mr. B.T. Park,
Oamaru Bay,
Coromandel

Marine Department
WELLINGTON.

22 December 1967

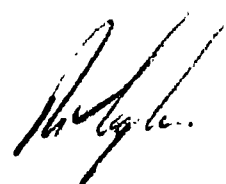
Dear Licensee/Permit Holder,

Further to my letter dated 10 February 1967

I now enclose the plate showing number M 12352 and I shall be
pleased if you will fasten it to your Jetty + Boatshed.

Yours faithfully,

Sent 22/12/67
dp



for G. L. O'Halloran
Secretary for Marine

PLEASE TEAR OFF AND RETURN COMPLETED IN ADDRESSED ENVELOPE PROVIDED.

File No. M.....54/9/47.....

The Secretary for Marine,
WELLINGTON.

Dear Sir,

I acknowledge receipt of No. M 12352.....and I will
fasten the plate on (date)

Yours faithfully,

(SGD).....

RPT:DJN

M54/9/47



XXXX 71-759

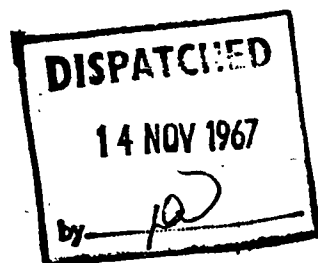
13 November 1967

The Inspector of Fisheries,
Marine Department,
P.O. Box 7,
COROMANDEL.

BOATSHED, SLIPWAY AND JETTY : OAMARU BAY
B.T. PARK

(Your Ref: CL/14/1)

Regarding your memorandum of 3 November 1967,
unfortunately the issuing of a structure plate to Mr Park
appears to have been overlooked. The matter has now been
rectified, and Mr Park will shortly receive Plate No.M.12352.



R.N. KERR
Secretary for Marine

per: *[Signature]*
(M. C. Liapis)

The District Officer,
Marine Department,
P.O. Box 1254,
AUCKLAND.

Copy for your information. Your Ref: 13/2/289.

R.N. KERR
Secretary for Marine

per: *[Signature]*
(M.C. Liapis)



MARINE DEPARTMENT

PLEASE QUOTE

M.—2545

OUR REFERENCE

CL/14/1

YOUR REFERENCE

M4/5910

MEMORANDUM for

Secretary for Marine
Wellington



P.O. Box 7,
Cremorne,
3 November 1967

Slipway - Jetty - Boatshed - B.T. Park.

Mr Park informs me he is still awaiting the small plastic number plate M. 12352 which was to be forwarded to him for placing on his structure.

Your correspondence 10 February 1967.

Could you please advise with any information on this matter.

E. M. Macdonald.

Inspector of Fisheries.

Plate
ordered

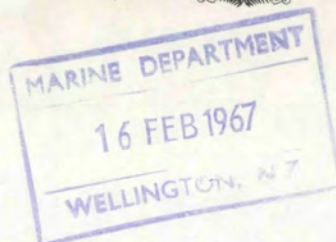
13/11

Mr Taylor: Check up in regard to this number plate as it hasn't been ordered, re-order another.

C. L. Hayzi
4. 11. 67

TELEPHONE 21-656

EXTENSION 83



4/5910

19

PLEASE QUOTE

Marine 2549

OUR REFERENCE

13/2/289

YOUR REFERENCE

MARINE DEPARTMENT.

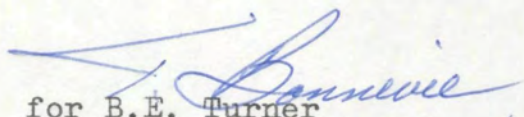
P.O. Box 1254,
AUCKLAND, C.1.

14 February 1967

Secretary for Marine,
WELLINGTON.

Slipway, Jetty, Boatshed
Coromandel Harbour - B.T. Park

Receipt is acknowledged of Permit No. 409 and
has been listed No. 164 on our register.


for B.E. Turner
District Officer

Inspector of Fisheries,
P.O. Box 7,
COROMANDEL.

M4/5910

Copy for your information.

for C.W. Franks
Acting Secretary for Marine

10 February 1967

Mr B.T. Park,
Oamaru Bay,
COROMANDEL.

Dear Sir,

SLIPWAY : JETTY:BOATSHED -
COROMANDEL HARBOUR.

... I am pleased to say that your application for a slipway
site has received favourable consideration. Attached is permit
409 issued over the Acting Secretary for Marine's signature
authorising you to occupy the site as shown on the plan M.D.12352
... you supplied, copies of which are enclosed.

In the near future a small plastic number plate M.12352
will be sent to you and I shall be pleased if you will fix it
on to the first sleeper.

An account for £3.15.0., being £2 for the preparation
and issue of the permit, plus 5/- for the number plate plus
£1.10.0. for the first year's rental will be sent to you shortly.

Kindly note that the life of the permit is 14 years
subject to the conditions on the back of the permit.

Yours faithfully,

for C.W. Franks
Acting Secretary for Marine

Encs.

District Officer,
Marine Department,
P.O. Box 1254,
AUCKLAND.

... Your reference 13/2/289. Attached is your copy of permit
409. Please enter as Number 164 on your district permit list
and acknowledge this has been done.

for C.W. Franks
Acting Secretary for Marine

Encs.

HARBOURS ACT 1950 Matter for Decision or Execution by Secretary for Marine Exercise of Delegated Authority from Minister of Marine.

Marine - 2515
Ref.M 4/5910

The Secretary

The following application is submitted for your decision or execution.

- (a) Name of applicant: BERT THOMAS PARK
(b) Location of foreshore: OMARA BAY
(c) Nature of structure, or purpose for which foreshore required: Boatshed, Shipway, Jetty
(d) Plan number M.D. 12352
(e) Report from Marine Engineer is unnecessary/OK : see folio 7
(f) Report from Transport Dept. is unnecessary/OK : see folio
(g) Report from Nautical Advisor is unnecessary/OK : see folio 12
(h) Approvals from Harbour Board have been received: see folio
are unnecessary.
(i) In the case of transfer, transferer's and transferee's requests received : see folios.

REMARKS:-

Recommend you sign in triplicate permit 409

DECISION

Signature: R. Smith Date: 8/2/67

(Under Section 164, or assignment of licence)

(Permit Number: 409)
(New Permit (in lieu of Permit No. expired)
(Extension of permit } approved
(Assignment of Permit/licence from } and signed
(Cancellation of Permit

Under Section 178

(In respect of Foreshore licence/permit (to be) issued by the Minister
Harbour Board or , plan M.D.
sheets in) is approved and has been signed by me.

(Under Order in Council of 15.12.31.

(holding of Motor Cycle races on Beach by
(On / / approved, subject to the (usual) conditions

Under Section 203

(In respect of navigational aids placed/altered/removed
(In Harbour, proposals in folios approved.

Signature: G. J. J. J. Date: 9.2.67
Secretary for Marine

(Decision register noted. Initials: Date:-

(Accounts action

(1. Foreshore card prepared/noted
(2. Account for rent/premium/renewal fee/transfer fee prepared.
Account No. 858 herewith. Initials: af Date: 10/2/67

Harbours Section Action

(1. Site plan (if any) noted 4. Number plate ordered.
(2. Plan despatched 5. District permit List Noted
(3. Power lines file M4/3573 noted. Initials:- Date:-

(Nautical Section action

(Notice to Mariners
(unnecessary/issued Initials:- Date:-

(Records action

(Transfer noted Initials:- Date:-

15
TELEPHONE 21-656
EXTENSION 83



PLEASE QUOTE

Marine 2549

OUR REFERENCE

13/2/289

YOUR REFERENCE

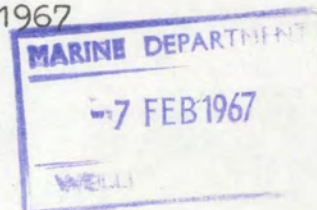
MARINE DEPARTMENT.

P.O. Box 1254,
AUCKLAND, C.1.

6 February 1967

Secretary for Marine,
WELLINGTON.

B.T. Park - Oamaru Bay
- (Your ref. M4/5910)



Your memorandum of 23 January refers.

The above has been inspected and we are
satisfied that Mr Park intends to occupy the site applied
for, for private use only.

M. Wills:

Pse issue Permit.

R 8/2.

J. B. Wickham
for B. E. Turner
District Officer



23 January 1967

The District Officer,
Marine Department,
P.O. Box 1254,
AUCKLAND.

FORESHORE APPLICATION - B. T. PARK
Your letter 13/14 of 16th May 1966 refers

Mr Park's installation at Oamaru Bay would appear to be a quite considerable size for a purely private structure. Are you satisfied (as under The Harbours Act section 164 para. 2) that it is required solely for the private use of Mr Park and not perhaps for some commercial use in the future.

I would appreciate your early comments on this matter.

R. E. W.

for C. W. Franks
Acting Secretary for Marine

B/u 13/3/67 ✓

Folio 13
File 54/9/47

Plan No. : M.D. 12352
Number of Sheets : 3

	<u>Initials</u>	<u>Date</u>
(1) Sent to Govt. Printer for aperture card:	... <i>gpc</i>17/2/73...
(2) Aperture cards received	: ... <i>v</i>9/8/73...
(3) Aperture cards checked	: ... <i>v</i>9/8/73...
(4) Plan (a) <u>Charted by Navy</u>		
(b) Not Applicable for charting	: ... <i>gpc</i>17/2/73...
(5) Plans authorised for (a) destruction		
(b) <u>holding on file</u>	... <i>OSL</i>13/8...
Section Officer:	: ... <i>SL</i>14/8...
(6) No. (5) actioned		

X

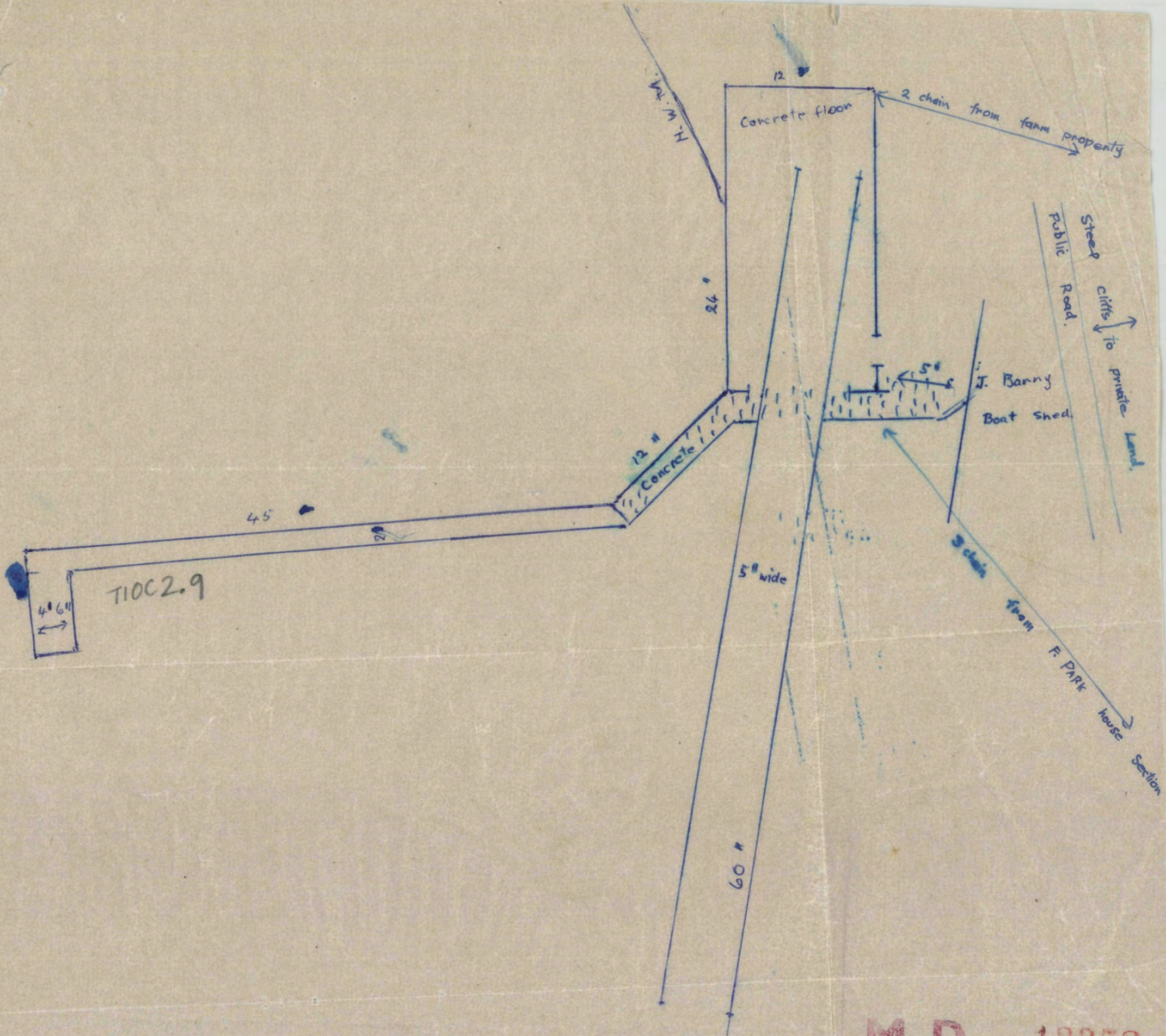
Mr. B.T. Park
is off photograph
to left.

6/4.

See file 54/9/325
for report &
photographs.



54/2/289



M.D. 12352

54/2/289



W.D. 15325

24/5/58

NOTE FOR FILE

FILE No.

FOLIO 12

Nautical Orders

Have you any requirements please

R. Kead
19/12.

Capt. E. G. Boyach.

There are no navigational
or hydrographic requirements.J. T. R. J.
7.1.67. ✓

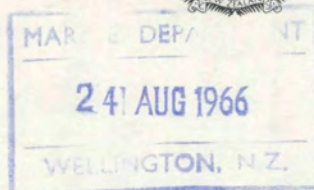
Mr Russell:

Recommend approval

E. G. Boyach.

10/1/67

TELEPHONE 21-656
EXTENSION 83



PLEASE QUOTE

M. 2599

OUR REFERENCE

13/14

YOUR REFERENCE

MARINE DEPARTMENT.

P.O. Box 1254,
AUCKLAND, C.I.

19 August 1966

Secretary for Marine,
WELLINGTON.

Foreshore Application - B.T. Park
Coromandel

... Attached please find M.D. 12352, two sheets and
also copy of letter from Mr Park.

for T. Bonnevill
(B.E. Turner)
District Officer

Encls.



2/9



Oamaru Bay.
Coromandel.

13-8-66

Marine Department,

Dear Sir.

In answer to
your enquire about boat shed. The
high spring tide covers half the floor
inside my boat shed.

The front and left side of shed is
3 feet high, built up with rocks and
cement, so the normal tide would be
about what is shown on the plan.
The county council conditions is
acceptable to me.

m Donnem
chr



1 August 1966

The District Administration Officer,
Marine Department,
P.O. Box 1254,
AUCKLAND.

Dear Sir,

Slipway, Jetty and Boatshed - B.T. Park - Omara Bay

Your reference 13/14.

With reference to Mr. Park's application the letter from the Coromandel County Council accompanying the application has no objection to a licence being granted for the boatshed, provided an existing boatshed is used; please verify that Council's condition is acceptable to Mr. Park.

Please note that on attached copy of plan MD 12352 there is no high water ordinary spring tide mark. This information is required as only those structures to be erected on tidal areas will be licensed; it is highly probable that the boatshed will be on dry land and therefore out of our jurisdiction. Please return the plan with the tide line marked.

Yours faithfully,

for G. L. O'Halloran
Secretary for Marine

M.1789

M 4/5910

The Secretary. *Marine.*

Marine Department
Wellington.

25 / 7/1966

SLIPWAY/JETTY/BOATSHED - OAMARU BAY,

LOROMANDEL COUNTY - B.T. PARK

I certify that the construction of *a...slipway, jetty and*
..boatshed..... by *B.T. Park*.....
at Oamaru Bay, Lormandel County....., if in accordance with
plan marked M.D. 12352....., will not in my opinion be or tend
to the injury of navigation, provided

B. T. Park
Marine Works Engineer



MINISTRY OF WORKS
HAMILTON

Telephone: 65-099

Private Bag
P.O. BOX=

13 July 1966

The Commissioner of Works

SLIPWAY-JETTY-BOATSHED APPLICATION
B.T. PARK - OAMARU BAY - COROMANDEL COUNTY

... 1. The following documents are enclosed:-

- (a) Application form M.2559.
- (b) Copy of letter from the Inspector of Fisheries, Coromandel.
- (c) Structural plans in duplicate.
- (d) Lands and Survey map.
- (e) Site plan in duplicate.

2. This slipway and boatshed are on the rocks at the northern end of this beach. The jetty from these is of wood and probably will not last longer than 5 - 10 years. There are no known local objections.

3. Your approval is recommended.

F.F. Abey
Dist Commr of Works

Encls. ✓

Per:

R. O. Shearman

(R.O. Shearman)

~~SECRETARY FOR MARINE~~

①

Plan Records -

Please record attached

Plans.

20/7/66

②

I. J. M. DUNN

~~MARINE WORKS ENGINEER~~

PLAN

RECORDED:

No. MD 12352
Date: 21/7/66 *ah*

APPLICATION FOR LICENCE TO OCCUPY LAND BELOW HIGH WATER MARK
OR THE SEA OR LAKE BED OR RIVER BED UNDER THE HARBOURS ACT 1950

The Secretary for Marine

I hereby apply for the issue of a licence or permit to occupy a site as below.

1. Name of applicant: PARK BERT THOMAS
(IN BLOCK LETTERS) (surname) (christian names)
2. Address: OMARU BAY
Telephone Number 545
3. Purpose site required for (i.e. jetty, boatshed, slipway, etc):
..... Boatshed, Slipway and Jetty
4. Is proposed structure for (i) private or (ii) ~~commercial~~ use (see paragraph (a) of notes below)? Private use
5. Date at which structure will be completed Completed
6. Locality of site: Omuru Bay Coronandel
7. Is the land which adjoins immediately to rear of site applied for (see paragraph (b) of notes below) -
(i) a public road?
(ii) ~~a public reserve~~?
(iii) ~~private land~~?
8. Name of controlling authority of public road or reserve (if any) adjoining immediately to rear of site applied for (see paragraph (b), of notes below):
Coronandel County Council
9. Name of owner and survey District and Block number and Section number of private land adjoining immediately to rear of site applied for or separated from it by public road or a strip of public reserve (see paragraph (c), of notes below):
..... F. PARK LESSEE and owner
Paparoa Block PT. 6B. 7796 and 5796, 55904
10. I enclose (i) ✓ Lands & Survey map of area showing site (see paragraph (d) of notes)
(ii) ✓ plans in duplicate of locality and structure;
(iii) ✓ consents of harbour board or of adjacent owners (see paragraphs (b) and (e) of notes below).

Date: 15th March 1966B. T. Park
Signature of applicantNOTES

- (a) Private use is where a structure is to be used solely for the private use of the person applying for the permit. If for Yacht or Boat Club or commercial fishermen the structure would be for commercial use.

(b) If the land immediately landward of highwater mark of the sea or edge of the lake or river is not owned by the applicant the following consents in writing to the proposed use of the site should accompany the application. If the consents are not obtainable the comments in writing of the landowners immediately landwards or authorities are required, or if the landowner refuses to comment, advice that comments are unobtainable. The consents of occupiers or authorities on either side of the proposed site are not required.

- (1) If the site abuts a public road, the consent or comments of the Local Authority.
- (2) If the site abuts a public reserve, the consent or comments of the body administering the reserve (e.g. Local Authority, Commissioner of Crown Lands, or Domain Board etc).
- (3) If the site abuts privately owned land - the consent or comments of the owner.
- (4) If the site abuts a public road or road reserve and the land on the opposite side is not owned by the applicant, the consent or comments of that landowner.

(c) Block and Section numbers and name of owner of private land may be obtained if necessary by reference to the local office of the Department of Lands and Survey.

(d) This form of application must be accompanied by a plan of the structure and a plan of the locality and map.

- (1) Plans in duplicate and to scale of structure on good quality paper measuring at least 12" x 8" (larger size preferred) showing measurements, details of construction and materials used. Water levels at approximate high and low ordinary spring tides must be shown.
- (2) Sketch plan in duplicate of locality on good quality paper measuring at least 12" x 8" (larger size preferred) showing structure site clearly fixed in relation to some definite permanent mark. Existing boatsheds etc. to be shown. Measurements to be in feet. Show adjacent public road or public reserve strip, and section and block numbers of private land immediately landwards of the site.
- (3) Lands and Survey map of area with site marked clearly and neatly thereon. Map may be obtained from local office of Department of Lands and Survey.

(e) When the site is vested in a local body, this form is not used and application is not made to the Marine Department but to the local body which will itself seek the approval of the Marine Department. If the site is in a harbour under the control of a Harbour Board but is not vested in the harbour board application is made on this form to the Marine Department but the written consent of the Harbour Board to the granting of the application should accompany it.

COROMANDEL COUNTY COUNCIL⁴

Please press letters to

COUNTY CLERK,

P.O. BOX 1,

COROMANDEL

Mr. B.T. Park,
OAMARU BAY,
COROMANDEL.

COROMANDEL, 144

P.O. Box 1 — Telephone 3

11th March, 1966.

When calling or ringing please
ask for M

Your Reference

Your Letter

14.2.66

Our Reference

11. 8. 4

Subject

FORESHORE LICENCE:

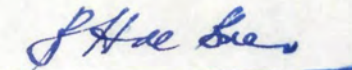
.....de Boer.....

Dear Sir,

The Council has no objection to a licence being granted to you by the Marine Department for a shed on the Oamaru Bay Foreshore, provided the shed is an existing one and will not be substantially repaired or reconstructed.

The Council is against the erection of any new buildings along the foreshore.

Yours faithfully,



B.H. de Boer,
COUNTY CLERK.



P.O. Box 7
Auckland
13 May 1906

MEMORANDUM for

District Administration Office
Auckland.

Shipway - Jetty - Boatshed - B. J. Park.

Herewith application from Mr. B. J. Park to
license the above, together with the necessary
papers.

This application has my recommendation
E. N. McDonald.
Inspector of Fisheries.

21-656

65

TB/jw

18 MAY 1966

WELLINGTON, N.Z.

13/14

P.O. Box 1254,
AUCKLAND, C.1.

16 May 1966

Mr B.T. Park,
Oamaru Bay,
COROMANDEL.

Dear Sir,

Slipway - Jetty - Boatshed Application

Thank you for your application dated 13.5.66 for the above at Coromandel. This is now being investigated and you will be receiving further advice from our Head Office, Wellington.

Yours faithfully,

for (J.A. Newsham)
Acting District Administration Officer

The District Commissioner of Works,
Ministry of Works Department,
Private Bag,
HAMILTON.

... Attached for your investigation and report to Wellington, are the following documents :-

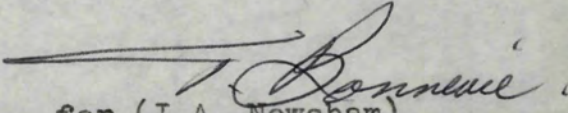
- 1) Application form M.2559.
- 2) Copy of letter from the Inspector of Fisheries, Coromandel.
- 3) Structural plans in duplicate.
- 4) Lands & Survey map.
- 5) Site plan in duplicate.

for (J.A. Newsham)
Acting District Administration Officer

Encls.

Secretary for Marine,
WELLINGTON.

Copy for your information.


for (J.A. Newsham)
Acting District Administration Officer

29 July 1970

Mr B.T. Park,
Oamaru Bay,
COROMANDEL.



Dear Sir,

FORESHORE STRUCTURES - OAMARU BAY

Thank you for your letter of 20 July. I feel that the whole of this matter is one which you should take up with the County Council, perhaps through your Solicitor, rather than this department. The Marine Department's responsibility is for the safety of navigation and public rights on the foreshore. The matter of private rights does not come under our jurisdiction.

I must point out that the County Council is the democratically elected body charged with local government in this area, and it is usual, when conflicts of interest arise, for the Marine Department to delegate the control of the foreshore to the local authority, with powers to grant its own licences for foreshore structures subject to the approval of the structural plans by the Minister of Marine. The siting of boat sheds therefore, becomes a matter for decision by the local authority. Although this delegation has not yet been given to Coromandel County Council the matter about which you are concerned appears to be a proper function for the Council to consider in connection with its plans for coastal development generally.

Yours faithfully,

R.N. KERR
Secretary for Marine

per:

(P.E. Muers)

The District Officer,
Marine Department,
P.O. Box 1254,
AUCKLAND.

Copy for your information. Your reference 54/2/289.

R.N. KERR
Secretary for Marine

per:

(P.E. Muers)

10 July 1970

Mr B.T. Park,
Oamaru Bay,
COROMANDEL.

Dear Sir,

FORESHORE STRUCTURES - OAMARU BAY

Our District Officer at Auckland has referred to me a copy of your letter of 29 June, in which you object to a proposal for the construction of a boatshed on the foreshore, or tidal land, in the vicinity of Oamaru Bay, Coromandel.

I regret that neither the District Officer nor I can find any trace of your letter of last January. It appears that it was written in reply to a letter from this Department. Would it be possible for you to let me know the file reference number of the Marine Department's letter so that I can investigate this matter further. The application to which you refer has not yet reached me.

Could you please tell me what the grounds of your objection are. The foreshore appears to be Crown land and the land immediately inshore to be a road reserve. The adjoining landowner, for purposes of the Harbours Act, would therefore be Coromandel County Council. It does not appear that a land title in the vicinity of Oamaru Bay would carry riparian rights, being cut off from the sea by a road reserve. I cannot see therefore on what grounds you would have a right of objection.

The Minister of Marine is empowered, under the Harbours Act 1950, to issue licences or permits for the erection of certain structures on the foreshore, or tidal land, and boat sheds are among the structures listed. There is no legal requirement for the Minister to obtain the approval or comments of the adjoining landowner, although this is usually done as a matter of courtesy. Where the adjoining landowner has riparian rights, he might be entitled to compensation from the licence holder if his structure obstructs access to the sea. This does not appear to apply in your case.

The Marine Department policy with regard to the issue of permits for boatsheds or jetties in close proximity to popular beaches is to rely very largely on the advice of the local authority in the matter of whether this is desirable or not. In general it is thought that the local authority will wish to group boatsheds at one end of any such beach rather than having them scattered along the whole length of the beach.

The Marine Department administers the foreshore in trust and on behalf of the public of New Zealand. Where there are conflicts of interest between boatowners, bathers, surfers or other activities, the available area should be shared equitably between the various interests. The control of the foreshore can if necessary be granted to the local authority. As you will be aware, all structures are subject to the Foreshore Licence Regulations 1960, and the Minister of Marine may order their removal at three months notice without compensation if the need arises.

Yours faithfully,

R.N. KERR
Secretary for Marine

per:

(P.E. Muers)

District Officer,
Marine Department,
P.O. Box 1254,
AUCKLAND.



For information. Your reference 54/2/289.

R.N. KERR
Secretary for Marine

per:

(P.E. Muers)

54/2/289

P.O. Box 1254,
AUCKLAND.

7 July 1970

Mr B.T. Park,
Oamaru Bay,
COROMANDEL.

Dear Sir,

FORESHORE STRUCTURES OAMARU BAY.

Thank you for your letter of 29 June 1970. Since your letter to the Secretary of Marine, Wellington action has been taken to have the structures registered pursuant to the Foreshore Licence Regulations 1960.

At present one application is pending for an entirely new structure, and it may be that this is the shed referred to in your letter.

To date no plans for this structure have been lodged with this office although the Coromandel County Council has given their consent to the proposal.

As your letter refers to the matter of the Departments policy on foreshore structures. A copy of your letter will be sent to my Head Office, Wellington, who will advise you in due course.

Yours faithfully,

B.E. TURNER,
District Officer.

Per : D. Greig.

Secretary for Marine,
WELLINGTON.

Your 54/9/47 of 1.8.68, and minuted 54/9/336, 300, 301, 47, 325 refers.


I am unable to trace any letter of January this may have been directed to your office.

The only new application for Oamaru Bay is by Walmsley Brothers, plans for this have not been received to date.

I am enclosing a copy of Mr Park's letter for your action.

B.E. TURNER,
District Officer.

Per : D. Greig.



Oamaru Bay
Coromandel.
29th. June.70.

The District Officer
Marine Dept.
P.O.Box.1254
Auckland



Dear Sir,

I understand that recently the Marine Dept. and the Coromandel County Council, approved the building of a boat shed on the foreshore between Coromandel and Colville, and I presume, close to Oamaru Bay, ~~and my~~ and my property.

I wish to object most strongly to this proposal, if the shed is to be situated anywhere near the foreshore of Oamaru Bay.

Last January, I wrote to you in reply to your enquiry concerning possible objections to the siting of boat sheds in close approximation to popular beaches in this area and private property adjacent to them. However, as yet I have not received any further communications regarding this matter.

Would you please advise me of the Dept.s policy on this matter as soon as possible, so that, if necessary, I can make representations to the Minister of Marine.

Yours Faithfully

B.T.Park.

...B.T.Park...

54/9/47

1 August 1968

Mr B.T. Park,
Oamaru Bay,
COROMANDEL.



Dear Sir,

I have noted the report in your letter of other boat sheds and slipways at Oamaru Bay and jetties at Kikowhakarere Bay and will look into the matter. These will undoubtedly require permits and M.D. number plates if they are occupying sites on Crown land.

Yours faithfully,

R.N. KERR
Secretary for Marine

per:

(P.E. Muers)

The District Officer,
Marine Department,
P.O. Box 1254,
AUCKLAND.

For information. Your reference 13/2/289.
Mr Park reports that there are four boat sheds and slipways at Oamaru Bay and six boat sheds and slipways plus two jetties at Kikowhakarere Bay that are not displaying M.D. number plates. Could you please look into this.

DONE 7/8/8/68

R.N. KERR
Secretary for Marine

per:

(P.E. Muers)

13/2/289

P.O. Box 1254,
AUCKLAND, C.1.

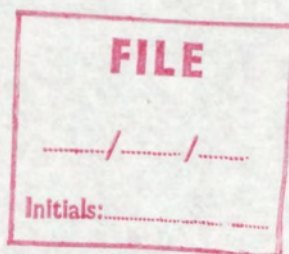
14 February 1967

Secretary for Marine,
WELLINGTON.

Slipway, Jetty, Boatshed
Coromandel Harbour - B.T. Park

Receipt is acknowledged of Permit No. 409 and
has been listed No. 164 on our register.

for B.E. Turner
District Officer





10 February 1967

Mr B.T. Park,
Oamaru Bay,
COROMANDEL.

Dear Sir,

SLIPWAY : JETTY:BOATSHED -
COROMANDEL HARBOUR.

... I am pleased to say that your application for a slipway
site has received favourable consideration. Attached is permit
409 issued over the Acting Secretary for Marine's signature
authorising you to occupy the site as shown on the plan M.D.12352
... you supplied, copies of which are enclosed.

In the near future a small plastic number plate M.12352
will be sent to you and I shall be pleased if you will fix it
on to the first sleeper.

An account for £3.15.0., being £2 for the preparation
and issue of the permit, plus 5/- for the number plate plus
£1.10.0. for the first year's rental will be sent to you shortly.

Kindly note that the life of the permit is 14 years
subject to the conditions on the back of the permit.

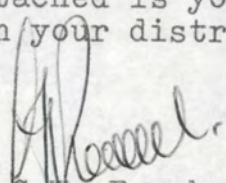
Yours faithfully,

for C.W. Franks
Acting Secretary for Marine

Encs.

District Officer,
Marine Department,
P.O. Box 1254,
AUCKLAND.

... Your reference 13/2/289. Attached is your copy of permit
409. Please enter as Number 164 on your district permit list
and acknowledge this has been done.


for C.W. Franks
Acting Secretary for Marine

Encs.

REFERENCE

Permit N^o 409

Licensing BERT THOMAS PARK to Use
 and Occupy a Part of the Foreshore and/or Bed of the Harbour or of the Sea
 at OAMARU BAY, in COROMANDEL COUNTY ~~Harbour~~
 as a Site for BOATSHED, SLIPWAY AND JETTY

Whereas it is provided by section 164 of the Harbours Act 1950 that the Minister of Marine may, with respect to any part of the foreshore or of the bed of any harbour or of the sea vested in the Crown, grant to any person a permit to occupy that part and to erect thereon and use a boat shed, landing place, slipway, or wharf, as set out in the permit; and may with respect to the permit impose such terms and conditions and fix such rental or other charge as he thinks fit:

And whereas the Minister has delegated to me his said powers under section 164:

And whereas BERT THOMAS PARK, of OAMARU BAY (hereinafter called the "licensee"), has applied for a permit under the said section to occupy a part of the foreshore and/or bed of the harbour or of the sea at OAMARU BAY, in ~~Harbour~~ as shown on plan marked M.D. 12352 and deposited in the office of the Marine Department at Wellington (hereinafter referred to as "the said land"), and to erect thereon, for his private use only, the BOATSHED, SLIPWAY AND JETTY shown on the said plan (hereinafter referred to as "the said structure"):

And whereas I am satisfied that the said structure will not unduly interfere with or restrict the public right of navigation, and that no public inconvenience will result, and that the said structure is required solely for the private use of the licensee:

Now, therefore, I, Cecil William Franks

Acting Secretary for Marine, in exercise of the hereinbefore-recited power and authority, and of all other powers and authorities enabling me in that behalf, do hereby permit the licensee to occupy the said land for the purpose of erecting and using the said structure; such permit to be held and enjoyed by the licensee to the extent and upon and subject to the terms and conditions set out in the Schedule hereon endorsed.

Dated at Wellington, this 9th day of February 1967

Cecil William Franks
 Acting Secretary for Marine.

CONDITIONS OF PERMIT

1. In these conditions the term—

“The Act” means the Harbours Act 1950:

“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;

“Harbour” has the meaning defined in the Act and in particular includes a navigable lake or river;

“Minister” means the Minister of Marine as defined by the Shipping and Seamen Act 1952, and includes any officer, person, or authority acting by or under the direction of such Minister, and in particular includes the Secretary for Marine and his deputy.

2. The rights, powers, and privileges conferred by this licence shall extend and apply only to so much of the said land as is occupied by the said structure when erected.

3. The rights, powers, and privileges conferred by this licence shall continue in force for fourteen years from **1 February 1967**, unless in the meantime the licence or any such concessions and privilege are altered, modified, or revoked as herein provided or otherwise by competent authority.

4. In consideration of the rights, powers, and privileges granted by this licence the licensee shall pay to the Minister the sum of £ **2. : 5. s. - d.**, and thereafter an annual sum of £ **1. : 10. s. - d.** in advance, payable on the 1st day of **February** each year.

5. The licensee shall not assign, charge, or part with this licence or with the rights, powers, and privileges hereby conferred, or any of them, without the written consent of the Minister first obtained, which consent it shall be in the absolute discretion of the Minister to grant unconditionally or to grant subject to such conditions as he thinks fit or to refuse.

6. (a) The licensee shall at all times during the continuance of this licence maintain the said structure in good order and repair.

(b) Any person authorised by the Minister may at all reasonable times enter upon the said structure and view the state of repair thereof; and upon the Minister's delivering to the licensee a notice in writing of any defect or want of repair in the said structure requiring the licensee within a reasonable time to be therein prescribed to repair the same, the licensee shall with all reasonable speed cause the defect to be removed or the repairs to be made.

7. All persons in the service of the Government acting in the execution of their duties shall at all times, without payment, have free ingress, passage, and egress into, through, over, and out of the said structure.

8. The licensee shall at all times during the continuance of this licence during hours of darkness exhibit thereupon and maintain at the cost of the licensee suitable and necessary lights for the guidance of vessels: Provided that no such light, and no light capable of being taken by mariners as a light for the guidance of vessels, shall be so exhibited until after it has been approved by the Minister.

9. Neither the granting of this licence nor anything herein contained shall affect the liability of the licensee for any injury caused by the said structure to any vessel or boat through any default or neglect on the part of the licensee.

10. Nothing herein contained shall authorise the licensee 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 Act, or any amendment thereof now or hereafter in force, or any regulations made thereunder now or hereafter in force.

11. (a) The rights, powers, and privileges conferred by this licence may be resumed and the licence be revoked at any time by the Minister without liability for compensation after at least three calendar months' previous notice in writing has been given by the Minister to the licensee notifying the intention of the Minister to effect the resumption and revoke the licence.

(b) Without prejudice to the discretionary power reserved by subclause (a) of this clause, if at any time—

(i) The licensee commits or suffers a breach of any provision expressly contained in the licence or implied therein; or

(ii) The licensee ceases to use or occupy the said structure for any period of 30 consecutive days; or

(iii) The licensee makes default for a period of 30 days after the due date in payment of any sum of money payable to the Minister under this licence; or

(iv) The licensee, or any one of licensees more than one in number, being an individual, becomes bankrupt or makes a composition with his creditors or is in any manner brought under the operation of any Act for the time being in force relating to bankruptcy; or

(v) The licensee, or any one of licensees more than one in number, being a corporate body is the subject of an effective winding-up resolution or order for liquidation or is in any manner wound up or dissolved—

then, and in any such case, it shall be lawful for the Minister, without the necessity of any previous notice to the licensee, to revoke this licence, and the rights, powers, and privileges thereby conferred shall thereupon cease and determine.

(c) Any revocation of this licence shall take effect upon publication in the *Gazette* of a copy of the instrument of revocation, and that publication shall be sufficient notice to the licensee and to all persons concerned or interested that this licence is revoked and the rights, powers, and privileges hereby granted are determined.

12. In the event of this licence being revoked, or upon the expiry of the period for which this licence is granted, the licensee shall, if required by the Minister so to do, remove the said structure entirely from the site and restore the site to its original condition within the period of notice of revocation or within such period subsequent to the revocation as may be notified by the Minister or within three months from the date of expiry, as the case may be; and, if the licensee fails so to do, the Minister may cause the said structure to be removed and the site so restored, and may recover the costs incurred by the said removal and restoration from the licensee as a debt due to the Crown.

13. Any notice to be given to the licensee shall be sufficient if signed by or on behalf of the Minister and served by being delivered personally to the licensee or sent by registered-post letter addressed to the licensee at the usual or last-known place of abode or business of the licensee in New Zealand or by being affixed upon the said structure.

14. Use or occupation of any part of the said land for the purpose of erecting the said structure shall be sufficient evidence of the acceptance by the licensee of the terms and conditions of this licence.

P.O. Box 1254,
AUCKLAND, C.1.

6 February 1967

Secretary for Marine,
WELLINGTON.

B.T. Park - Oamaru Bay
- (Your ref. M4/5910)

Your memorandum of 23 January refers.

The above has been inspected and we are
satisfied that Mr Park intends to occupy the site applied
for, for private use only.

Geo
for B.E. Turner
District Officer



MARINE DEPARTMENT

Staff

Stores

Accounts

Shipping

Oyster Supr.

Ship Insp.

Harbours, etc.

Biologist

Storekeeper

Lighthouse

Foreman

PLEASE QUOTE

M.—2545

OUR REFERENCE

C.14/14/1

YOUR REFERENCE

13/2/289

MEMORANDUM for

District Officer
Auckland.

P.O. Box 9,

Coromandel

1 February 1967

Application For Slipway, Jetty, Boatshed.

Mr B. T. Park's slipway, jetty and boatshed have been sited on the northwestern side of Oamuru Bay.

They do not in any way interfere with bathers or launching of small craft from the foreshore. In my opinion this site is the only logical one in this locality.

Four other structures are adjoining Mr Park's, application forms have been handed to the owners for registration.

Mr Park intends to occupy this site for private use only.

E. N. Macdonald.

Inspector of Fisheries.

P.O. Box 1254,
AUCKLAND, C.1.

27 January 1967

Mr B.T. Park,
Oamaru Bay,
COROMANDEL.

Dear Sir,

Application for Slipway, Jetty
and Boatshed

In connection with your application, it appears that this would occupy quite a considerable part of the foreshore for purely private use.

Please confirm that your intended structures are required for private use only and not for commercial use in the future.

Yours faithfully,

for B.E. Turner
District Officer

The Inspector of Fisheries,
P.O. Box 7,
COROMANDEL.

Copy for your information. Your file reference CL/14/1. This refers to an application made on 13 May 1966. Your comments on the above would be much appreciated. It is rather important to find out whether Mr Park intends to occupy the foreshore site for private use, or not.

for B.E. Turner
District Officer



PLEASE QUOTE M4/5910

MARINE DEPARTMENT

HEAD OFFICE

TELEGRAMS AND CABLES: "SECYMARINE"

T. & G. BUILDINGS, GREY ST., WELLINGTON C. I.; N.Z.

TELEPHONE 71 759

23 January 1967

The District Officer,
Marine Department,
P.O. Box 1254,
AUCKLAND.

FORESHORE APPLICATION - B. T. PARK
Your letter 13/14 of 16th May 1966 refers

Mr Park's installation at Oamaru Bay would appear to be a quite considerable size for a purely private structure. Are you satisfied (as under The Harbours Act section 164 para. 2) that it is required solely for the private use of Mr Park and not perhaps for some commercial use in the future.

I would appreciate your early comments on this matter.

for C. W. Franks
Acting Secretary for Marine

DO	✓
D.E.S.	
D.I.F.	
A.O.	
Staff	
Stores	
Accounts	
Shipping	
Oyster Sp.	
Ship Insp.	
✓ Harbours, etc.	
Biologist	
Storekeeper	
Lighthouse	
Foreman	

px see me
12023/

P.O. Box 1254,
AUCKLAND, C.I.

19 August 1966

Secretary for Marine,
WELLINGTON.

Foreshore Application - B.T. Park
Coromandel

... Attached please find M.D. 12352, two sheets and
also copy of letter from Mr Park.

(B.E. Turner)
District Officer

Encls.



Oamaru Bay.
Coromandel.

13-8-66

Marine Department,

Dear Sir.

In answer to your enquire about boat shed. The high Spring tide covers half the floor inside my boat shed.

The front and left side of shed is 3 feet high, built up with rocks and cement, so the normal tide would be about what is shown on the plan.

The county council conditions is acceptable to me.

m Donnem
dr

P.O. Box 1254,
AUCKLAND, C.I.

5 August 1966

Mr B.T. Park,
Oamaru Bay,
COROMANDEL.

Dear Sir,

Slipway, Jetty & Boatshed Application

... Please find enclosed two copies of your M.D. plan No. 12352 which are being returned to you as the high water ordinary spring tide mark is required to be shown.

In their supporting letter the Coromandel County Council stated that they had no objection to your application being granted for the boatshed, provided an existing boatshed is used. Would you please advise this Office in due course if this condition is acceptable to you.

Please return the plans to this Office at your early convenience.

Yours faithfully,

for (J.A. Newsham)
Acting District Administration Officer

Encls.



PLEASE QUOTE 4/5910

M. 2523

MARINE DEPARTMENT

HEAD OFFICE

TELEGRAMS AND CABLES: "SECYMARINE"

T. & G. BUILDINGS, GREY ST., WELLINGTON C.1., N.Z.

TELEPHONE 71 759



1 August 1966

13/4.

(17/5/66)

The District Administration Officer,
Marine Department,
P.O. Box 1254,
AUCKLAND.

Dear Sir,

Slipway, Jetty and Boatshed - B.T. Park - Omara Bay

Your reference 13/14.

With reference to Mr. Park's application the letter from the Coromandel County Council accompanying the application has no objection to a licence being granted for the boatshed, provided an existing boatshed is used; please verify that Council's condition is acceptable to Mr. Park.

Please note that on attached copy of plan MD 12352 there is no high water ordinary spring tide mark. This information is required as only those structures to be erected on tidal areas will be licensed; it is highly probable that the boatshed will be on dry land and therefore out of our jurisdiction. Please return the plan with the tide line marked.

Yours faithfully,

for G. L. O'Halloran
Secretary for Marine

*Mr. Bonner
fl.*

13/108

65-099

HAMILTON

Private Bag
=====



13 July 1966

The Commissioner of Works

SLIPWAY-JETTY-BOATSHED APPLICATION
B.T. PARK - OAMARU BAY - COROMANDEL COUNTY

... 1. The following documents are enclosed:-

- (a) Application form M.2559.
- (b) Copy of letter from the Inspector of Fisheries, Coromandel.
- (c) Structural plans in duplicate.
- (d) Lands and Survey map.
- (e) Site plan in duplicate.

2. This slipway and boatshed are on the rocks at the northern end of this beach. The jetty from these is of wood and probably will not last longer than 5 - 10 years. There are no known local objections.

3. Your approval is recommended.

F.F. Abey
Dist Commr of Works

Encls.

Per: *RS*

(R.O. Shearman)

The District Administration Officer,
Marine Department,
P.O. Box 1254,
AUCKLAND.

THIS
COPY
FOR

Copy for your information. Your minute 13/14 of 16 May 1966 refers.

F.F. Abey
Dist Commr of Works

Per: *R.O. Shearman*

(R.O. Shearman)

to/2 Mr Bonneau, 28-7-66
5/8/66 FILE

P.O. Box 1254,
AUCKLAND, C.I.

16 May 1966

Mr B.T. Park,
Oamuru Bay,
COROMANDEL.

Dear Sir,

Slipway - Jetty - Boatshed Application

Thank you for your application dated 13.5.66 for the above at Coromandel. This is now being investigated and you will be receiving further advice from our Head Office, Wellington.

Yours faithfully,

for (J.A. Newsham)
Acting District Administration Officer

The District Commissioner of Works,
Ministry of Works Department,
Private Bag,
HAMILTON.

... Attached for your investigation and report to Wellington, are the following documents :-

- 1) Application form M.2559.
- 2) Copy of letter from the Inspector of Fisheries, Coromandel.
- 3) Structural plans in duplicate.
- 4) Lands & Survey map.
- 5) Site plan in duplicate.

for (J.A. Newsham)
Acting District Administration Officer

Encls.

Secretary for Marine,
WELLINGTON.

Copy for your information.

FILE

for (J.A. Newsham)
Acting District Administration Officer

Attention
T. B. Givie.



MARINE DEPARTMENT

PLEASE QUOTE

M.—2545

OUR REFERENCE

CH/14/1

YOUR REFERENCE

P.O. Box 7,

Commander

13 May 1966

MEMORANDUM for

District Administration Officer
Auckland.

Slipway - Jetty - Boatshed - B. J. Park.

Herewith application from Mr. B. J. Park to
licence the above, together with the necessary
papers.

This application has my recommendation
E. N. MacDonald.

Inspector of Fisheries.

T.B.

FILE

17-5-66