



SUPPLEMENT

TO THE

NEW ZEALAND GAZETTE

OF

THURSDAY, DECEMBER 24, 1891.

Published by Authority.

WELLINGTON, TUESDAY, DECEMBER 29, 1891.

*Regulations under "The Mining Act, 1891."*

ONSLOW, Governor.

WHEREAS by "The Mining Act, 1891" (hereinafter termed "the said Act"), it is enacted that it shall be lawful for the Governor, subject to the provisions of the said Act, from time to time to make, alter, amend, and revoke rules and regulations for all or any of the purposes hereinafter enumerated in section 341 of the said Act and otherwise:

Now, therefore, I, William Hillier, Earl of Onslow, the Governor of the Colony of New Zealand, in pursuance and exercise of the powers and authorities in that behalf conferred by the said Act, do hereby make the following rules and regulations for all existing mining districts, and for such mining districts as may be hereafter constituted under the said Act; such regulations to take effect on and after the first day of January, one thousand eight hundred and ninety-two; and I do hereby declare that, on and from such last-named date, all regulations under "The Mining Act, 1886," or any Act amending the same, shall be, and the same, are hereby revoked.

GOLD-MINING.

PRELIMINARY.

*Interpretation Clause.*—In the construction and for the purposes of these regulations, the following terms shall, if not inconsistent with the context or subject-matter, have the respective

meanings hereby assigned to them: that is to say, —The words "Mining Registrar" or "Registrar" shall include the person charged with the care or custody of the registration books in the Warden's office. "Working-hours" shall mean between 8 a.m. and 12 noon, and between 1 p.m. and 5 p.m., on any working-day except Saturday, when working-hours shall be between 8 a.m. and 12 noon only. The words "ordinary claim" shall mean any mining claim in alluvial ground, except river, dredging, wet, double area, extended, prospecting, frontage, and sea-beach claims. "Ordinary quartz claims" shall mean all quartz claims except prospecting areas and prospecting quartz claims. "River or creek claims" shall mean all claims in the beds of rivers or permanent streams except dredging claims. "Dredging claims" shall mean claims in the beds of rivers or permanent streams, or licensed holdings, or special claims in alluvial ground that shall be taken up to be and are worked by dredging. "Wet claims" shall mean claims in flooded ground which cannot be worked without appliances for drainage, and defined as such by the Warden. "Tail-race" shall mean a channel constructed for the purpose of drainage, or for the discharge of tailings, whether used or not for the purpose of saving gold. "Ground-sluiice" shall mean a race constructed for the purpose of saving gold, and into which the gold is carried by the action of the water used in ground-sluiicing. "Quartz reef" shall include any leader or vein of quartz. "Schedule hereto" and "form prescribed" shall mean the schedule appended to these regulations, and the form in such schedule appropriate to the application or other matter, or

to the like effect. "Protection" shall mean exemption from forfeiture under these regulations. "New gold workings" shall mean ground previously unworked. Words importing the singular number shall include the plural number, and words importing the plural number shall include the singular number, and words importing the masculine gender shall include the feminine gender, and in all other respects the terms mentioned herein shall have the same meanings as set forth in section 4 of "The Mining Act, 1891." The word "Surveyor" in these regulations shall mean the District Surveyor or Chief Surveyor of the land district.

1. *Miners' Rights, Consolidated Miners' Rights, and Business Licenses.*—Miners' rights, consolidated miners' rights, and business licenses shall be issued and signed only by the Warden or Mining Registrar or Postmaster appointed to issue same. Such miners' rights, consolidated miners' rights, and business licenses shall be produced for inspection when demanded by the Warden or other officer, or by any person duly authorised in that behalf in writing by the Warden.

## PART I.—LICENSED HOLDINGS AND SPECIAL CLAIMS.

### APPLICATIONS.

2. *What Lands may be held as Licensed Holdings and Special Claims.*—Any Crown lands within any mining district in New Zealand may be held as licensed holdings or special claims under these regulations, except—(1) the whole or any part of any land which any person other than the applicant is entitled to occupy and actually does occupy for mining purposes; (2) the whole or any part of any land in or over which any person other than the applicant has any interest or authority, other than those above mentioned, which he may lawfully use or exercise for mining purposes, or for discovering the existence of gold or other metal or mineral; (3) lands containing within their boundaries any river; stream of permanent water, or spring which may be required for public purposes or for the use of miners generally for mining purposes; (4) all lands which by the provisions of "The Mining Act, 1891," are specially exempted from the operation of such Act.

3. *Areas.*—The area of ground that may be held as a licensed holding for gold-mining purposes shall not exceed thirty acres, and may be in any form, provided the length does not exceed twice the breadth; but in special cases, where, in the opinion of the Warden, the ground cannot be advantageously worked, he may grant licensed holdings having a greater length than twice the breadth. The area of ground held as a special claim shall not exceed one hundred acres or be less than twenty acres.

4. *Boundaries of Land applied for to be defined.*—Any person applying for a licensed holding or special claim shall, previous to making application, mark out the same by causing to be erected at every angle thereof a post not less than 3in. square or 3in. in diameter, standing not less than 2ft. above the surface of the ground, and having thereupon some distinguishing mark cut into the

wood, and the Surveyor, when making a survey of such licensed holding or special claim, shall mark the pegs with the same distinguishing marks as those on the original pegs, and otherwise conform to this regulation when putting them in position—the pegs to be marked L.H. to signify licensed holding, or S.C. special claim, as the case may be. Where wood is not available for the making of posts, a cairn of stones and a trench (such trench to be at least 6in. in depth by 10in. in width and 5ft. in length, extending on either side of each cairn) shall be constructed, or a cairn of stones without a trench where such trench cannot be constructed, or such other distinguishing mark or marks shall be used as the Warden shall prescribe for the purpose intended.

5. *Mode of Application.*—Every application for a licensed holding shall be made in triplicate, in the form in the schedule hereto marked 1, or as near thereto as practicable, to the Warden of the district within which the land so applied for is situate, and shall be lodged in such Warden's office by the applicant personally, or by a barrister or solicitor of the Supreme Court, or by a registered agent, and as described in section 124 of "The Mining Act, 1891."

6. *Costs of Survey to be paid by the Applicant.*—The sum to be deposited by the applicant for survey and necessary expenses shall be the fees for survey according to the scale set forth in Schedule 41 to these regulations, together with the sum of £5 to cover the cost of advertising the application as hereinafter provided, and such further necessary expenses as may be incidental to the application: Provided that in case the sum deposited by the applicant for survey is not sufficient to cover the cost of same, the applicant shall, after demand in writing has been made by the Clerk of the Warden's Court, deposit such additional sum as may be required to cover such cost.

7. *Hearing of Application.*—Upon receipt of such application, the Warden shall appoint a day for the preliminary hearing thereof, as prescribed in section 131 of the said Act, if the applicants so desire, and on the date of such preliminary hearing, or as soon thereafter as practicable, he shall fix the day for the final hearing of such application. In case no preliminary hearing is requested the Warden shall, on receipt of the application, fix a day for the final hearing of the said application, being not less than sixteen days from the receipt of such application, and shall give public notice thereof not less than twice, by advertisement in one or more newspapers circulating in the district, in the form of Schedule 1 to these regulations, and shall forward a copy of such advertisement to the Commissioner of Crown Lands in the district wherein the land applied for is situate. A copy of such application shall be posted and maintained on the ground by the applicant until the day of hearing, and copies of the newspapers containing the advertisement of such application shall be produced to the Warden before he shall proceed to hear the application.

8. *Priority of Application.*—In the event of more than one application being made for the same land or any part thereof as a special claim, or licensed holding, the Warden shall determine which of the applicants shall be held to have the

prior right, in accordance with the provisions of "The Mining Act, 1891."

9. *Protection during Application.*—All lands for which application shall have been made in the manner aforesaid shall be exempt from occupation from the date of such application until such application shall have been finally dealt with.

10. *Survey, and Report to Warden.*—After the preliminary hearing of any application the Warden shall forward, or cause to be forwarded, a copy of such application (if there has been no objection thereto, or if the objections have not been sustained) to the District Surveyor, or, when there is no such officer, to the Chief Surveyor of the land district, or to an authorised surveyor registered under these regulations, who shall make or cause to be made a survey, and furnish a plan of the ground to the Warden, with a report as to the area, boundaries, description, and character of the ground; as to the likelihood of any river, creek, or permanent water, spring, or artificial reservoir which may be included within the boundaries of the said land being required for, or the feasibility of the same being applied to, public purposes, or for the use of miners of the district generally for gold-mining purposes; and also as to any claims to prior occupancy which shall come to his knowledge, inquiry as to which it shall be his duty to make while making the said survey; and the Surveyor shall also furnish to the Warden a tracing of so much of the general map of the district as will be sufficient to connect the particular area applied for with at least one trigonometrical station, or, in the absence of any such, with some fixed point.

11. *Survey before Final Hearing.*—The Surveyor shall, if possible, make the survey prior to the day fixed for the final hearing; but, if from any cause the survey cannot be made or the plan prepared in time, the hearing may be adjourned from time to time at the discretion of the Warden; and no application shall be finally dealt with by the Warden until the plans and report of the Surveyor shall have been received. Provided that in all cases survey shall be made within the time prescribed by section 125 of the said Act.

12. *Notice to be posted by Surveyor.*—Whenever the Surveyor shall have made any survey as aforesaid, he shall place a notice, in the form contained in Schedule 2 hereunto annexed, in some conspicuous place on the ground proposed to be taken up as a licensed holding or special claim.

#### OBJECTIONS.

13. *Objectors to give Notice.*—Any person except the Commissioner of Crown Lands, or an Inspector, objecting to the issue of a license so applied for shall, prior to the preliminary hearing, if such hearing be demanded, or final hearing, forward to the Warden a full statement in writing of his objections, and shall serve a copy thereof on the applicant, and also shall (except in cases of encroachment or objections lodged prior to the day appointed by the Warden for a preliminary hearing, as prescribed in section 131 of the said Act) prior to the day fixed for final hearing, deposit the sum of £3 with the Receiver of Gold Revenue—who shall give a receipt to the person making such deposit—as security for the due prosecution of his objections

and payment of any expenses to which the applicant may be put by such objections if disallowed; and, if such objections shall not be prosecuted, or shall be disallowed, so much of such deposit may be handed over to the applicant as the Warden may award, and the balance (if any) shall be refunded to the person so objecting.

14. *Cases of Encroachment.*—When an application shall have been made for a licensed holding for gold-mining purposes of any land to the whole or any part of which any person other than the applicant shall claim to have a prior title thereto, the objection to the granting of such license may be heard by the Warden in the same way and the decision or judgment enforced as in any other case of encroachment or interference.

#### HEARING.

15. *Hearing.*—Upon the day appointed as aforesaid for the preliminary hearing, or final hearing, the Warden shall proceed to hear the application and any objection thereto, and may examine the parties and their witnesses (if any) and such hearing may be adjourned from time to time.

16. *Proceedings in case of Objections.*—If at the hearing of any objection as aforesaid the Warden shall find such objection valid he shall thereupon reject the application, either as to the whole or a part of the land applied for, and he may award to the objector and his witnesses any reasonable costs and expenses; and, if the Warden shall disallow the objection, he may award to the applicant and his witnesses (if any) reasonable costs and expenses, to be paid out of the deposit made by the objector as aforesaid, or otherwise as the said Warden may direct, and any award of costs and expenses may be enforced as a judgment in the Warden's Court.

#### LICENSE.

17. *Warden to issue License.*—If, at the final hearing, there shall be no objection, or if on hearing the objections (if any) the Warden shall not find any such objection valid, and if there be no reason known to the Warden why a license of the whole or any part of the land applied for should not be granted to the applicant, he shall issue a license to such applicant in the form set forth in the Third Schedule of "The Mining Act, 1891," and inform the Commissioner of Crown Lands of the district accordingly.

18. *Proceedings in case of Refusal of License.*—If any license so applied for shall be refused, or if any application for a license shall be withdrawn, a notice thereof shall be posted outside the Warden's office, and it shall be stated in such notice that such ground is open to persons holding miners' rights or business licenses, or to any applicant for a license, as if no license of the said ground had ever been applied for.

19. *Rent.*—Rent will be charged at the rate per acre per annum prescribed by section 71 of "The Mining Act, 1891;" and any fractional part of an acre will be considered as a full acre, and charged for accordingly.

20. *Registration of Assignment.*—Every sale, transfer, or assignment of any licensed holding or special claim for gold-mining purposes, or of any interest therein, shall be registered at the Warden's

office, whether such transfer or assignment be by deed or otherwise; but all arrears of rent shall be paid prior to such registration.

21. *Withdrawal of Application.*—Any applicant for a licensed holding or special claim may withdraw his application by giving notice in writing to that effect to the Warden; and, should any such application be so withdrawn before any expense of survey has been incurred, the applicant shall be entitled to receive back any money he may have paid as survey-fees, and also his deposit, after deducting any expenses incurred, whether by an objector or otherwise.

22. *Unoccupied Land contiguous to a Licensed Holding.*—The owner of any licensed holding for gold-mining purposes upon which *bond fide* mining operations are being carried on, who may desire to include therein any unoccupied land, not exceeding in area the limit allowed for an extended claim under Part XII. of these Regulations, and which shall be situated immediately contiguous thereto, may, after having registered such land as a claim, apply to the Warden for permission to hold the same unworked until application is made for a license to include the same as hereinafter provided; and shall furnish to the Warden a plan showing the boundaries and situation of the land applied for; and upon the report of the Inspector or Surveyor the Warden may, in the exercise of his discretion, grant or refuse such application: Provided that such permission shall be revoked and determined if the owner of such licensed holding shall cease to carry on *bond fide* mining operations, and the area of the licensed holding, including the claim so registered, shall not exceed thirty acres: And provided also that before the next annual payment in respect of such licensed holding shall become due the license for the same shall be surrendered, and a new application be made for the whole of the land, to be included in one license, provided the whole area does not exceed thirty acres.

#### SPECIAL CLAIMS.

23. All special claims shall be subject to the regulations for licensed holdings (with the exception of Regulation No. 22) in addition to such other terms and conditions as may be prescribed by the Warden.

No special claim shall be amalgamated with any other special claim, licensed holding, or claim.

24. *Licensed Holdings and Special Claims may be forfeited.*—If any licensee or special-claim holder fails or neglects to perform any condition contained or implied in his license, or makes default for the space of sixty days in the payment of the required rent, proceedings may be taken by any person for the forfeiture of such license or special claim in the manner and form prescribed by "The Mining Act, 1891." Application to be made in the form set forth in Schedule 4 hereto, and notice to be sent in the form set forth in Schedule 5 hereto.

#### EXCEPTIONS TO LICENSED HOLDINGS, SPECIAL CLAIMS, AND MINERAL LICENSES.

25. The exceptions next hereinafter appearing shall be made from all licensed holdings, special claims, and also mineral licenses granted under "The Mining Act, 1891;" and the covenants, clauses, provisoes, conditions, and agreements

next hereinafter appearing shall be applicable to and shall be implied in all such licenses or special claims, that is to say,—

(a.) *Right of Ingress and Egress.*—Her Majesty reserves to her Government of New Zealand, and all officers and servants thereof, the right of ingress, egress, and regress to, from, and across the land hereby held as a licensed holding or special claim, and the mines thereon or thereunder, and of granting to any person or persons, or to the public, such right of ingress, egress, and regress, and of granting to any holder of a miner's right the privilege of entering on such land for the purpose of constructing tunnels, shafts, water-races, tail-races, storm-channels, sludge-channels, tramways, or flood-races over, under, or through the said land, and of leading head-water or tail-water through the same, provided that the mining operations of the licensee or special-claim holder are not injuriously affected thereby: Provided always that all such operations shall be sanctioned by the Warden, and compensation shall be paid to the said licensee or licensees, his or their heirs, executors, administrators, and assigns, for any injury or damage sustained thereby, and the amount of such compensation (if any) shall be assessed by the Warden, and any person dissatisfied with the amount so awarded may appeal against the Warden's decision as provided by "The Mining Act, 1891."

(b.) *Rent in Arrear, to distrain Machinery, Tools, &c.*—Provided also that, if the rents, payments, dues, or duties reserved in or payable under any license shall be in arrear and unpaid for the space of thirty days next after any of the days hereinbefore fixed for payment thereof, it shall be lawful for the licensor, grantor, or any person duly authorised in that behalf, to enter upon the premises hereby held as a licensed holding or special claim, and to distrain the machinery, tools, buildings, or other property, goods, or chattels of the said licensee, for the time being in, under, or upon any part of the premises hereby held as a licensed holding or special claim, and to distrain on any property, goods, or chattels the said licensee may otherwise be possessed of, for or in respect of any such rent, dues, or duties which ought to have been paid to the licensor or any person duly authorised to receive the same, and, should such default continue for the space of sixty days, then the Warden may determine the interest of the licensee in the premises so held as aforesaid, and that without releasing such licensee or special-claim holder, his executors, administrators, or assigns, from his or their liability in respect of any rent, payments, or duties then due.

(c.) *Plan or Section of Mine.*—Provided also that they, the said licensee or licensees, his or their executors, administrators, or assigns, will and shall at all times during the continuance of his or their license or grant prepare and keep a proper plan or section of all the workings and actual condition of the mines and premises hereby held under license or grant, such plan to be shown to the Warden or Inspector whenever required by them; and they shall have full liberty to make or cause a tracing of such plan to be made for their records or other purposes.

(d.) *Number of Men to be employed.*—Provided also that he or they, the said licensee or licensees,

his or their executors, administrators, or assigns, will and shall at all times during the continuance of the license or grant employ in or about the mines and premises hereby held as a licensed holding or special claim a number of men being for the first two years after the issue of such license in the proportion of not less than one man to every full area of three acres of the lands hereby held, and for the remainder of the term of such license one man to the area of every two acres, or the number of men mentioned in such license.

(e.) After the granting of any licensed holding or special claim the holder or holders thereof shall not be required to have more men employed on the said licensed holding or special claim for a period of six months from the date on which the license was granted than in the opinion of the Warden is sufficient to maintain the boundary-marks and do the necessary preliminary work pending the erection of machinery and plant, provided that the licensee or licensees have entered into contracts of not less than £1,000 for the supply of machinery or plant, or performing any preliminary work in connection with the said licensed holding or special claim. For the purpose of complying with subsection (d.) aforesaid every £1,000 expended in the construction of shafts or main adits, machinery, plant, water-races, or tail-races shall represent one man: Provided that there shall not be less than one man actually employed for every four acres of such licensed holding or special claim, unless a reduction in the number of men has been made for the period prescribed, and in accordance with the provisions of section 71 of "The Mining Act, 1891." A statement of the expenditure in every case to be furnished to the Warden and Inspector of Mines, or otherwise the exemption as regards the number of men to be employed shall not avail in any case.

(f.) *To furnish Returns, &c.*—Provided also that he or they, the said licensee or licensees, special-claim holder or holders, his or their executors, administrators, or assigns, shall and will at all times during the continuance of the licensed holding or special claim furnish, when demanded by the Warden, Inspector of Mines, or other officer, true and accurate returns in the form in Schedule 3 hereto of the average number of men on or in connection with the mine and premises hereby held as a licensed holding or special claim, and shall from time to time, whenever so required by the Warden, Surveyor, Inspector, or such other duly-authorized officer, up to the period when the full sum hereby agreed to be expended in or about the said mine and premises shall have been so expended, furnish a true and accurate account, certified as aforesaid, of the amount at such date expended as aforesaid.

26. *Mode of determining Amount of Compensation to be paid for Buildings or Improvements on Land occupied for Residence by Holder of a Miner's Right or Business License.*—If any person shall desire to obtain a licensed holding or special claim of any land, or part thereof, occupied for the purpose of residence or business by the holder of a miner's right or business license, or of land including land so occupied, or part thereof,

he shall, at the time of causing the notice to be published in a newspaper as hereinbefore required, serve upon the person so occupying a copy of such notice, with a memorandum subjoined thereto stating that the land about to be applied for is, or is part of, or includes, land occupied by the person so served, or part thereof, as the case may be, and specifying the amount of compensation which he will be willing and will undertake to pay in respect of any building or other improvements erected or made by such last-mentioned person, or any person under whom such person derives title, on such land or the part thereof which shall be required; and, in case the person so served shall not be satisfied with the amount so specified, he shall, in case he and the applicant cannot agree as to the amount of compensation, be entitled to object to the granting of the said license on the ground that such amount is insufficient, and such objection shall be prosecuted in the manner hereinbefore prescribed for the prosecution of objections generally; and at the time and place fixed for the hearing of objections the Warden, if with the consent of both parties, shall proceed to inquire into the matter of such compensation, and shall determine the amount thereof, and make an award as to the same in the form in Schedule 11 hereto, which said award shall be signed by the Warden. In the event of the parties interested not giving their consent to have the amount of compensation determined by the Warden, then the amount of such compensation shall be determined under the provisions of the said Act. And, in case no such objection as last mentioned shall be taken, the applicant shall pay or tender to the person so served the amount so specified.

In any case in which an application shall have been made in pursuance of these regulations for a license to occupy land in any part of which any person other than the applicant or applicants may be entitled under any license to cut, construct, or use any race or dam, or to enjoy any other easement for mining or other purposes, or occupant of a residence-site, the Warden may, if he shall think fit, authorise the issue of a license of such land, subject to all existing rights in, to, or to the use of such race, dam, residence-site, or other easement, and impose such terms as the said Warden may think fit, in order to secure the enjoyment of the same, or to secure compensation for any injury or inconvenience likely to arise to such person by reason of the issue of such license: Provided always that the Warden may, if he shall think fit, authorise the construction in or upon any land comprised in any license under these regulations of any race, dam, tunnel, or shaft, road, canal, railway, tramway, or other works which may be required for mining purposes, or for public convenience.

#### FOR SPECIAL CLAIMS FOR MINING UNDER THE FORESHORE.

27. *Rent to be charged.*—The holder of any special claim granted under section 68 of the said Act shall pay to the Receiver of Gold Revenue half-yearly in advance during every year a rent at the rate of 10s. an acre or fractional part of an acre. The first payment in respect of such special claim shall be due and payable on the day upon which the

claim is granted, and any subsequent half-yearly payment at equal intervals of six months from such date.

28. *Number of Men to be employed.*—The holder of any special claim granted under the section referred to in the preceding clause shall carry on mining operations in an efficient and workman-like manner, and shall employ in carrying on such operations competent workmen or miners in proportion of, at least, one man for every 5 acres so held as a special claim during the first three years of the occupancy thereof, and at least one man for every 2 acres during the remainder of the period for which the claim is granted; but if the number of men cannot, in the opinion of the Inspector or Warden of the district, be reasonably and advantageously employed thereon, the Inspector or Warden may, by order in writing, for a period not exceeding four months, grant permission for the employment of a fewer number of men, being the greatest that can be reasonably and advantageously employed.

(a.) After the granting of a special claim the owner or owners shall not be required to have more men employed on the said special claim for a period of six months from the date on which the license was granted than in the opinion of the Warden is necessary to do the necessary preliminary work pending the erection of machinery and plant, provided that the licensee or licensees shall have entered into contracts of not less than £1,000 for the supply of machinery or plant, or performing any preliminary work in connection with the said special claim. For the purpose of complying with the provisions of Regulation No. 28 aforesaid every £1,000 expended in the construction of shafts or main adits, machinery or plant, shall represent one man: Provided that there shall not be less than one man actually employed for every 10 acres of such special claim during the first three years of the term granted, and not less than one man to every 4 acres during the remainder of such term, unless a reduction in the number of men has been made for the period prescribed, and in accordance with the provisions of section 71 of "The Mining Act, 1891." A statement of the expenditure in every case to be furnished to the Warden and Inspector, or otherwise the exemption as regards the number of men to be employed shall not avail in case an action is taken for non-representation.

29. *Surrender.*—The holder of such special claim may at any time, by writing under his hand addressed to the Warden, surrender the whole or any part of the land comprised in the said claim; and such surrender shall be indorsed by the Governor on the special-claim grant, and thereafter the rental payable shall be proportionately reduced as from the date when the next payment of rent shall become due; but not more than one surrender shall be made during the period for which such special claim was granted: Provided always that before any surrender is accepted the holder of such special claim shall make all the underground workings and shafts thoroughly secure, and produce a certificate from the Inspector stating that all the said underground workings and shafts have been secured to his satisfaction.

30. *Ground to be secured.*—All worked-out ground within 150ft. of the surface shall be

properly secured and filled in; and in carrying on mining operations and stoping out any lode, quartz leader, or vein there shall be not more than two stopes taken out without being filled in with material to be got from cross-cut single drives, or sent down the main shaft from the surface.

31. *Air-shaft.*—If at any time it is found necessary to sink a shaft for air or otherwise below high-water mark, such shaft shall be constructed by having a watertight iron cylinder of such dimensions and thickness of metal as may be approved by the Inspector before the commencement of the work. Such cylinder shall be carried down into the solid rock for such a distance as in the opinion of the Inspector shall be necessary to insure a good foundation and stability; and also to insure the shaft being watertight at the place where the bottom of the iron cylinder joins on to the solid rock; but in no case shall any shaft be constructed in any place where the depth of water exceeds 10ft. at the highest tides.

All the regulations made under the aforesaid Act not at variance with the foregoing regulations for special claims for mining under the foreshore shall apply to such special claims.

## PART II.—MINERAL LICENSES.

32. *Licenses.*—All licenses under this Part of these regulations shall be designated "mineral licenses," and shall apply to all lands which contain any metals or minerals other than gold, silver, or coal, and also all lands which contain the ores of metals or minerals except as aforesaid.

33. Any such license which shall be granted shall contain such covenants, conditions, reservations, and exceptions as the Warden in each case shall approve, having regard to the special cases herein provided for.

34. *Requirements preliminary to the Issue of a Mineral License.*—Every parcel of land applied for as a licensed holding for metals or minerals other than gold, silver, or coal shall be marked at each corner by a peg not less than 3in. in diameter, or cairn of stones not less than 2ft. high, and by 7 trenches, not less than 6in. in depth by 10in. in width, and 5ft. in length, extending on either side of every such peg or cairn in the direction of the boundaries of the land: Provided that, when any corner cannot be marked on account of the nature of the ground, the peg, trench, or mark may be placed at the nearest practicable point. Upon each peg there shall be affixed a plate composed of wood, or of iron, tin, zinc, or other suitable metal, with the words "Applied for mineral license," together with the name and address of the applicant, or, if more than one, of each applicant, and the extent of the area to be applied for, or thereabouts, legibly marked thereon; and such pegs shall be maintained at the expense of such applicant or applicants until the application shall have been granted or refused by the Warden.

35. Every applicant shall apply for the required license in manner hereinafter directed; but within twenty-one days previous to so applying the land proposed to be occupied by him shall have been marked in manner herein required. The appli-



cant shall also publish in a newspaper circulating in the district or nearest to the district in which the land shall be situated, or, if two or more such newspapers shall circulate equally near thereto, then in any one of them, and seven days at least previous to the day of making his application, a notice containing the matter in the form in Schedule 6 hereto.

36. The applicant shall at the time of making his application deposit with the Receiver of Gold Revenue, or, if there be no such Receiver, with the Warden, such sum for survey and all necessary expenses in connection with the land comprised in his application as prescribed in Schedule 41 to these regulations, and also a further sum of £7 to cover the cost of advertising and other expenses. Any portion of such sum which shall remain after such payments shall be returned to the applicant; but if the applicant shall neglect or refuse to take delivery of the license, then the surplus remaining after any such payments shall have been made shall be forfeited.

37. If any person shall be in occupation, for the purpose of residence, of the land applied for, or any part thereof, the applicant shall, previously to applying for the license, obtain from such person his written consent, duly witnessed, to the grant of such application.

38. *Application for License.*—The applicant shall then, but within fourteen days after the erection of such marks as aforesaid, and after the lapse of seven days from the day of such publication in a newspaper as aforesaid, apply for the required license in the following manner: that is to say, he shall leave with the Warden an application in duplicate, in the form in Schedule 7 hereto; and the Warden shall, as soon thereafter as it may conveniently be done, enter, or cause to be entered, in a book to be kept by him for the purpose, a copy of such application, numbered according to the order in which it shall have been received, with a memorandum of the day and hour of such receipt, and such day and hour he shall also indorse upon such application, and he shall thereupon return the said receipt to the applicant, and give to him a certificate in the form in the Schedule 8 hereto, and the Warden shall forward a copy of such application to the Commissioner of Crown Lands of the land district in which the land applied for is situate.

39. *Priority of Application.*—In the event of more than one application being made for the same land or any part thereof, the Warden shall determine which of the applicants shall be held to have the prior right; and in so doing shall be guided by priority of occupation, provided that it shall be shown that the prior occupant has lodged his application on the same date as the other applicants.

40. Upon receipt of any such application the Warden shall appoint a day for the hearing thereof, and shall give public notice of such application in one or more newspapers published in the district, in the form of Schedule 9 hereto.

41. *Official Survey.*—Upon the receipt by the Warden of the application, and the deposit of the money as aforesaid, the said Warden shall forward a copy of the application to the District Surveyor, or, where there is no such officer, to the Chief Surveyor of the land district, or to

an authorised surveyor registered under these regulations, who shall make or cause a survey to be made by an authorised surveyor of the land applied for, and report as to the area, boundaries, and description thereof, the character of the ground, and extent of the surface thereof in respect of which he shall consider the license applied for ought to be granted, having regard to the nature of the minerals or metals intended to be mined for; also setting forth as accurately as may be the minerals or metals which it is supposed to contain, as also the likelihood of any river, creek, or permanent water, spring, or artificial reservoir, which may be included within the boundaries of the said land, being required for, or the feasibility of the same being applied to, public purposes, or for the use of the miners of the district generally; also as to any claims to prior occupancy, respecting which he shall make inquiry while making the survey; and such report shall be accompanied by a plan of the land applied for on the scale of two chains to the inch, showing whether the land is applied for on or below or both on and below the surface, together with a map of so much of the district within which the land shall lie, on a scale of 2in. to a mile, as will suffice for showing the situation of the particular area applied for with respect to at least one fixed point in the district.

42. The said Surveyor shall, after having obtained such direction as aforesaid, proceed with all reasonable speed to carry out the same, and he shall also mark out the land applied for, by fixing at each angle thereof, or as near as possible thereto, and in or near the middle of the side lines thereof, a sufficiently distinguishing and distinctive mark, standing at least 3ft. above the surface of the ground; and he shall also mark out that portion of the surface of the said land in respect of which he shall consider the license applied for ought to be effectual, both on and below the surface, by fixing at each angle of such portion, or as near as possible thereto, and in or near to the middle of each of the boundary-lines thereof, another sufficiently distinguishing mark, distinctively different from the mark hereinbefore mentioned, standing at least 3ft. above the surface of the ground; and shall securely affix upon some convenient place within the boundaries of the land applied for a notice, dated on the day of the completion of the survey, in the form of Schedule 9 hereto; and shall also, as soon as he conveniently can after having made the survey, post a similar notice, but altered as by the said schedule directed, and dated on the same day as the notice to be posted on the ground as aforesaid, on the outside of his office, and at the post-office nearest to the land applied for, or, if there shall be a Warden's Court nearer to the said land than such post-office, then at such Warden's Court.

43. *Objections.*—Any person objecting to the issue of such license to any applicant shall, within twenty-one clear days after the date of the notice to be posted on the land by the Surveyor as aforesaid, lodge with the Warden, and also forward to the applicant at the address stated in such notice posted as aforesaid, and within the period aforesaid, full notice in writing of all objections

intended by him to be taken against the issue of such license to the applicant.

44. Every person so objecting shall, at the time of lodging the notice of his objections with the Warden, deposit with the Receiver of Gold Revenue for the district, or, if there be no such Receiver, with the Warden, the sum of £10, to be disposed of in such manner as the Warden shall direct, in satisfaction, so far as the same will extend, of all expenses to which the applicant shall, without sufficient reason, be put by reason of such objections, in case the same shall not be prosecuted or shall fail; and such Receiver shall give to the person paying the said sum a receipt therefor, in the form in Schedule 10 hereto; and in case there shall be no such expenses, or, if there shall be any, then subject to the payment thereof, the said sum shall be refunded to the person objecting.

45. *Inquiry into Applications and Objections.*—After the expiration of the time allowed for objections, the Warden shall hear the application, and shall decide whether the applicant shall have a license granted to occupy the land applied for or not, and immediately after the hearing shall inform the Commissioner of Crown Lands for the district in which the said land is situate whether the said application has been granted or refused.

46. *Withdrawal of Application.*—Any applicant for a mineral license may withdraw his application by giving notice in writing to that effect to the Warden, and to each objector (if notice of objection has been given) upon payment of such expenses, if any, as the Warden shall direct; and, should any such application be so withdrawn before any expense of survey has been incurred, the applicant shall be entitled to receive back any money he may have paid as survey-fees.

47. All costs and expenses incurred by or on behalf of or by direction of the Crown, by reason of the withdrawal of any application for a license, shall be considered expenses within the meaning of these regulations.

48. The parcel of land granted under a mineral license shall be in the form of a parallelogram as nearly as practicable, and the same shall be described in the license by accurate boundary-lines.

49. The term of the license shall not exceed twenty-one years.

50. The area of land held under any license shall not exceed that prescribed in section 87 of the said Act.

51. *Registration of Assignment.*—Every sale or assignment of any mineral license, or of any interest therein, shall be registered at the Warden's office, but it shall not be necessary that such assignment shall be by deed; but all arrears of rent shall be paid prior to such registration.

52. *Miscellaneous Provisions relating to Licenses.*—Where gold or silver is associated with other minerals or metals in any land or premises comprised in any license under these regulations, if the applicant for any such license, or, in case any such license shall have been granted, if the licensee therein shall desire to mine for such gold or silver, or should the nature of his operations be such as to lead to the removal of gold or silver, he must, independently of the mineral license, make application for a license in accordance with

the regulations relating to licensed holdings for gold and silver; and, if he shall proceed to mine for such gold or silver before he shall have obtained such last-mentioned licensed holding, the mineral license obtained by him under these regulations shall be liable to be forfeited upon the order of the Warden.

53. If the title to any ground applied for under these regulations shall be disputed by any person, each party may maintain their works and boundaries until the hearing of the application and of the objections thereto, and upon such hearing the Warden may decide the rights of the parties according to priority of occupation and the justice of the case as if a summons had been issued for a trespass or encroachment.

54. *Mode of determining Amount of Compensation to be paid for Buildings or Improvements on Land occupied for Residence by Holder of a Miner's Right or Business License.*—If any person shall desire to obtain a mineral license of any land, or part thereof, occupied for the purpose of residence or business by the holder of a miner's right or business license, or of land including land so occupied, or part thereof, he shall, at the time of causing the notice to be published in a newspaper as hereinbefore required, serve upon the person so occupying a copy of such notice, with a memorandum subjoined thereto stating that the land about to be applied for is, or is part of, or includes land occupied by the person so served, or part thereof, as the case may be, and specifying the amount of compensation which he will be willing and will undertake to pay in respect of any building or other improvements erected or made by such last-mentioned person, or any person under whom such person derives title, on such land or the part thereof which shall be required; and, in case the person so served and the applicant cannot agree as to the amount of compensation, such person shall be entitled to object to the granting of the said license on grounds to be specified by him, and such objection shall be prosecuted in the manner hereinbefore prescribed for the prosecution of objections generally; and at the time and place fixed for the hearing of objections the Warden, if with the consent of both parties, shall proceed to inquire into the matter of such compensation, and shall determine the amount thereof, and make an award of the same in the form in Schedule 11 hereto, which shall be signed by the Warden. In the event of the parties interested not giving their consent to have the amount of compensation determined by the Warden, then the amount of such compensation shall be determined under the provisions of the said Act. And, in case no such objection as last mentioned shall be taken, the applicant shall pay or tender to the person so served the amount so specified.

55. In every case where any such compensation as aforesaid is payable, the applicant shall, before the issue to him of a license, produce satisfactory evidence to the Warden that the amount of such compensation has been paid to the person entitled thereto, or tendered to and refused by such person, and if so refused, or in case such last-mentioned person cannot be found, lodged to the credit of the deposit account of the Receiver of Gold Revenue of the mining



district in which the land held is situated; and when such evidence shall be so produced the Warden shall grant a license, and issue the same to the applicant, who shall then be entitled to enter upon the land so occupied as aforesaid, and be deemed to be in possession thereof.

### PART III.—AGRICULTURAL LEASES.

56. *Application.*—Every application for any agricultural lease of Crown lands shall be in the form of Schedule 12 hereto, or to the like effect, and must, if the land has been already surveyed, be for one or more sections as surveyed, and not for a portion or portions of a section or sections, unless under exceptional circumstances. Every application for any such lease shall be lodged at such Warden's office as shall be appointed for that purpose, and copies of every application for unsurveyed land must be posted and maintained by the applicant for fourteen days on boards standing not less than 3ft. above the surface of the ground, and erected one at each corner of the land applied for; and every application for unsurveyed land shall be advertised twice, by and at the expense of the applicant, in such newspaper as the Warden may direct, and copies of the newspaper containing such advertisement shall be produced by the applicant to the Warden at the time of hearing.

57. *Application for Unsurveyed Lands.*—Any person applying for any unsurveyed land shall pay to the Receiver of Gold Revenue at the time of application the fees for survey, according to the scale set forth in Schedule 41 hereto. But if the applicant withdraws the application before any expense is incurred he shall be entitled to receive back any money he may have paid for cost of survey.

58. *Who may apply.*—Every application must be made by the applicant personally, or by a barrister or solicitor of the Supreme Court, or by a registered agent; and the Warden shall not entertain any application unless he is satisfied that the same is made by or on behalf of a person resident in the Colony of New Zealand of the full age of twenty-one years, and legally capable of being bound by the contract into which it is thereby proposed to enter, and who is not, in respect of the land applied for, or in respect of any part thereof, the agent or servant of or a trustee for any other person, or under any disability.

59. *Application to be recorded.—Day fixed for Hearing.*—The Warden shall cause every application for an agricultural lease to be recorded in a book to be kept for that purpose, shall forward a copy of the same to the Commissioner of Crown Lands of the district in which the land applied for is situate, and shall appoint a day, being not less than fourteen nor more than ninety days from the date of the receipt of such application, for hearing and deciding the same and any objections that may be made thereto.

60. *Objections.*—All objections shall set forth the grounds of objection, and must be made in writing to the Warden, and lodged at the office at which the application shall have been lodged three days at the least before the time appointed for hearing; and the person objecting must, at the time appointed for hearing, urge the objection personally or by counsel or agent. The objector shall also serve on the applicant, at least three

days before the day fixed for hearing, written notice containing full particulars of the objections intended to be made. The Warden may also refuse certificate if the whole or part of the land is auriferous, whether objections are lodged or not.

61. *Hearing.*—Upon the day appointed as aforesaid for the hearing the Warden shall proceed to hear the application and any such objection as aforesaid, and may examine the parties and their witnesses (if any) on oath; and such hearing may be adjourned from time to time.

62. *Appearance.*—Upon the day appointed as aforesaid for the hearing the applicants and objectors or their agents shall appear; and any applicant or objector failing so to appear, either personally or by agent, shall, in the discretion of the Warden, be deemed to have withdrawn his application or objection.

63. *Proceedings in Case of Objections.*—If at the hearing of any objection as aforesaid the Warden shall find such objection valid, he shall thereupon reject the application either as to the whole or a part of the land applied for; but if there be no objection, or if the Warden shall not find any objection to be valid, and there be no reason known to the Warden why the land should not be leased, he may decide that a lease should issue, and in such case may issue a certificate for the whole or any part of the land applied for.

64. *Survey may be required.*—At any time before finally dealing with any application, the Warden may require a report or survey to be made by the District Surveyor, or, when there is no such officer, the Chief Surveyor of the land district, or by an authorised surveyor registered under these regulations, who shall make or cause to be made a report and survey, and the cost of any such survey or report shall be paid by the applicant to the Receiver of Gold Revenue.

65. *Mode of Procedure when more than One Applicant for Land.*—If the Warden, on such inquiry as aforesaid, shall find that more than one application has been made for a lease of the same land on the same day, and shall find that no valid objection exists to the issuing of a lease of such land or some portion thereof, then in determining priority the Warden shall be guided by priority of occupation and marking, and if two or more applicants have occupied and marked at the same time the Warden shall decide by lot which of the applicants shall receive the certificate for such agricultural lease.

66. *Granting Certificate.*—If no valid objection as aforesaid be made, and no reason be known to the Warden why the application should not be granted, or if on hearing such application he shall decide that a part only of the land applied for should be granted, he shall require the applicant to pay to the Receiver of Gold Revenue a sum sufficient to cover the cost of surveys, calculated at the rate prescribed in Schedule 41 to these regulations, and also to pay the first six months' rent. As soon as the survey has been completed, and a plan of the land applied for lodged at the Warden's office, the Warden shall give to the applicant a certificate in the form of Schedule 13 hereto, bearing even date with such receipt, from which date the commencement of the term of the lease (if a lease be granted) shall be taken and computed, and on granting such certificate the Warden shall inform the Commissioner of Crown Lands for the district in which the said land is situate accordingly.

67. *Governor's Power to refuse Lease reserved.*—On issuing any certificate the Warden shall forthwith forward to the Governor a duplicate of such certificate, and, notwithstanding the issue of the same, it shall be lawful for the Governor within sixty days from the date thereof to refuse to grant to the applicant a lease of the land referred to in such certificate; and immediately upon such refusal being communicated to the applicant, either personally or by letter addressed to him by the Warden at his usual or last known place of business or abode, the certificate and all rights purported to be conferred thereby shall become and be absolutely void, and the applicant shall forthwith quit and deliver up possession of the said land, and failing his so doing he may be proceeded against as a trespasser on Crown lands.

68. *Certificate to be exchanged for Lease.*—Whenever a lease of any lands for which a certificate shall have been granted as aforesaid shall be executed on behalf of Her Majesty, the same shall be forwarded to the Warden, who shall thereupon give notice in writing, in the form of Schedule 14 hereto, to the holder of the certificate, directing him to attend at the Warden's office within thirty days of the date of service of such notice, and execute such lease. Such notice may be served either personally or by registered letter posted to applicant's place of abode or last known place of residence: And if such person shall without reasonable cause refuse or neglect to comply with such notice, or to pay the rent (if in arrear) as hereinafter provided, he shall be deemed to have relinquished his claim to the land comprised in such lease, and the certificate for the same shall thenceforth be void; and the Warden shall report the circumstance of such refusal or neglect to the Governor, who may thereupon, by notice in the *New Zealand Gazette* and in one newspaper circulating in the district, declare such land to be open for application and occupation by any other person.

69. *Rent.*—Rent at a rate not exceeding 2s. per acre per annum shall be payable half-yearly in advance during the term; and at the time of the execution of the lease rent shall be paid up to the first day of January or the first day of July next following the date of such execution, together also with the six months' rent payable subsequently to such first day of January or first day of July, as the case may be, and thereafter the rent shall be payable by equal half-yearly payments in advance, on the first day of January and the first day of July in every year; and for the purpose of computing rent every fractional part of an acre shall be considered as an acre, and charged for accordingly.

70. *Sale and Assignment.*—No sale or assignment, other than a sale or assignment by act or operation of law, of any agricultural lease, or of the right, title, or interest therein or thereto, shall be valid or effectual either at law or in equity if made without the license in writing of the Governor; and no license to assign will be granted unless and until the lease shall have been executed by the applicant as hereinbefore required, and all arrears of rent shall have been paid, and it shall be certified by the Warden that the conditions hereinafter contained regarding improvements have been fulfilled: Provided that, in case the transfer or assignment is from the lessees, or one of them, as partners or partner to a married woman,

the Registrar, before registering such transfer or assignment, shall cause the transferee to produce the authority required under section 26 of "The Married Women's Property Act, 1884."

71. *Registration of Assignment.*—Every assignment of any agricultural lease or interest therein shall be registered at the Warden's office, and on every such registration a fee of 1s. will be charged; but it shall not be necessary that such assignment shall be by deed.

72. *Conditions of Occupation.*—Every certificate and lease shall be subject to the conditions following, that is to say: (1) That no sale or assignment shall be made without license; (2) that not less than one-twentieth of the whole area shall be cultivated within twelve months, not less than one-tenth of the whole area cultivated within two years, and not less than one-fifth of the whole area cultivated within four years after the commencement of the term; and within six years from the date of the lease there shall be substantial improvements of a permanent character on the land to the value of £1 for every acre of land as defined in any Land Act that may be in force at the time.

73. *Land may be taken for Roads.*—Such public road or roads may be taken through or over any portion of the land comprised in any certificate or agricultural lease granted as aforesaid, as public convenience may require, upon payment to the occupier of compensation for any improvements that may have been made on the land actually taken.

74. *Construction of Water-races.*—It shall be lawful for the Warden to authorise the construction and use of water-races, flood-races, storm-channels, sludge-channels, tail-races, tunnels, and tramways through and over any lands held under certificate or agricultural lease granted under this Part of these regulations, and to grant free entry on such lands for the purposes of cleansing and repairing such races: Provided that the lessee or occupier shall be entitled to compensation from the person constructing any such race, and that for the purposes of the construction of such races, and the settling of the amount of such compensation, such lands shall be held to be private lands within the meaning of "The Mining Act, 1891."

75. *Area withdrawn to be deducted.*—When any land held under certificate or lease shall have been withdrawn for any of the before-mentioned purposes, the area so withdrawn shall be deducted from the acreage originally granted, and the rent thereafter payable under such certificate or lease shall be reduced in the same proportion as the deduction bears to the entire acreage.

76. *Conditions of Entry to search for Gold.*—The right of free entry upon any land held under certificate or lease as aforesaid, for the purpose of searching for gold or for any other metal or mineral, or for taking roads, is reserved to the Governor, and to such persons as shall be authorised so to do in writing under his hand, subject to such conditions as the Governor for the time being may appoint; and every certificate or lease shall be subject to a condition that such certificate or lease may be determined when any gold or other metal or mineral shall be discovered on the land.

77. *Application to enter to search for Gold.*—Any holder of a miner's right desiring to enter, for the purpose of searching for gold, upon any

land held under certificate or agricultural lease issued as aforesaid, shall apply to the Warden in the form in Schedule 16 hereto, and shall serve upon the occupant or lessee of the land a duplicate copy of such notice.

78. *Application to be heard.*—On the receipt of any such application to enter to search for gold, the Warden shall appoint a day and place for hearing the same, and on the day appointed shall proceed to hear the application, and any objection thereto that may be made by the lessee or occupier, or on his behalf, and shall report to the Governor, who may thereupon grant or refuse such application.

79. *Deposit.*—In every case in which permission shall be granted to any holder of a miner's right to enter upon any such land for the purpose of searching for gold, he shall deposit with the Receiver of Gold Revenue for the district such sum of money as the Warden may consider sufficient as security for the due performance of any conditions of such permission; and it shall be lawful for the Warden in case of failure to comply with such conditions, or any of them, to order payment of the whole or any part of such money to the lessee or occupier of the land, or to make such other order in relation to the same as to him shall seem just; and the decision of the Warden shall be final and conclusive as regards all parties concerned.

#### EXCEPTIONS TO AGRICULTURAL LEASES.

80. The exceptions next hereinafter appearing shall be made from all agricultural leases appearing under "The Mining Act, 1891." And the covenants, clauses, provisions, conditions, and agreements next hereinafter appearing shall be applicable to all such leases, that is to say,—

(a.) *Right of Ingress and Egress.*—Her Majesty the Queen reserves to the Governor of New Zealand and his delegates, and to his and their officers and servants, the right of ingress, egress, and regress to, from, and across the land hereby demised and the mines thereon or thereunder, and of granting to any person or persons or to the public such right of ingress, egress, and regress, and of granting to any holder of a miner's right the privilege of entering on such land for the purpose of cutting water-races or tail-races, flood-races, storm-channels, sludge-channels, tunnels, and tramways for mining purposes, and of leading head-water or tail-water through the same: Provided always that all such operations shall be sanctioned by the Warden, and due compensation given to the said lessee or lessees, his or their heirs, executors, administrators, and assigns. When any land has a frontage on any stream of water the lessee shall have no claim or right of action against the Crown or any person whomsoever for damage caused by the fouling, pollution, or diversion of the waters of such stream by any tenants or licensees of the Crown, or of any public authority, in the prosecution of gold-mining.

(b.) *Rent in Arrear, to distrain Machinery, Tools, &c.*—If the rents, dues, or duties reserved in this lease shall be in arrear and unpaid for the space of thirty days next after any of the days hereinbefore fixed for payment thereof it shall and may be lawful for the said lessor, or any person duly authorised in that behalf, to sue and recover any arrears of rent from the lessee and to enter upon the premises hereby demised, and to distrain the farming implement, stock, sheep,

cattle, agricultural produce, machinery, tools, buildings, or other property of the said lessee or lessees for the time being in, under, or upon any part of the premises hereby demised, for or in respect of any such rent, dues, or duties which ought to have been paid to the lessor or any person duly authorised to receive the same.

(c.) *On Breach of Covenants, Lessor to re-enter and determine Lease.*—Provided lastly, and it is hereby declared and agreed by and between the said parties hereto, that in case the said lessee or lessees, his or their executors, administrators, or assigns, shall for the space of sixty days fail or neglect to perform and keep all and every of the covenants, conditions, or provisions and agreements hereinbefore contained and implied by virtue of "The Mining Act, 1891," or of any regulations made under the authority of the said Act which are in force at the time of the execution hereof, it shall and may be lawful for the said lessor, or any person duly appointed in that behalf, forthwith or at any time or times thereafter to enter into and upon the land and premises hereby demised, and thereby determine this lease, and that without releasing the said lessee, his executors, administrators, or assigns, from his or their liability in respect of any rent then due, or for or in respect of any preceding breach of covenant.

#### OCCUPATION LICENSES.—SMALL AREAS.

81. (a.) Every person desirous of obtaining an "occupation license," to occupy, for agricultural, horticultural, or dairy purposes, any reserve or portion of any reserve set apart for mining purposes, or any other Crown land within any mining district not exceeding 100 acres, shall make application to the Warden in the form of Schedule 34 to these regulations, or to the like effect.

(b.) Every application for a section or sections of surveyed land shall state the numbers of section and block.

(c.) Every application for other than a whole section or whole sections of surveyed land shall state the estimated area, and shall contain a short description of the land applied for, with approximate measurements of boundary-lines, and be accompanied by a tracing or sketch from a survey map sufficient to identify the particular area applied for.

(d.) Every application for unsurveyed land shall contain a written description of the land, with approximate measurements of boundary-lines and estimated area, and the boundaries shall, so far as practicable, be straight lines, roads, existing survey lines, or natural boundaries.

(e.) All land applied for other than whole sections shall be marked out by erecting at each angle a post not less than 3in. in diameter and standing not less than 3ft. above the surface of the ground, and by L trenches not less than 6in. deep, 10in. wide, and 5ft. long.

(f.) A copy of every application shall be posted at each corner of the land applied for, and maintained by the applicant, for at least fourteen days before the hearing.

(g.) Every application shall be advertised by and at the expense of the applicant twice in such one newspaper, or once each in such two newspapers, as the Warden may direct, and copies of such newspaper or newspapers shall be produced by the applicant at the hearing.

(h.) If there be no valid objection, and the Warden be not aware of any sufficient reason why a license should not issue, he may grant to the applicant a license to occupy the land applied for, or such portion thereof as he may deem expedient, and such license shall be in the form of Schedule 34A to these regulations, or to the like effect.

(i.) In granting any license to occupy, the Warden may impose such special conditions as he may deem advisable.

(j.) It shall not be necessary unless required by the Warden that a survey of the land applied for be made before the issue of a license; but in every license for unsurveyed land, or for a portion or portions of a section or sections of surveyed land, the area intended to be granted shall be stated and the land shall be described as nearly as may be by boundary-lines.

(k.) Whenever an occupation license shall be issued the licensee shall reside upon the land described in such license, but subject always to survey; and in case the land on being surveyed shall be found to exceed or fall short of the area stated in the license, the occupation license shall be amended accordingly, but so that the total area shall in no case exceed 100 acres.

(l.) In the event of any person objecting to the granting of an occupation license as defined by this Part of the regulations, the like procedure shall be followed, as nearly as may be, as is hereinbefore provided in the case of an objection to the grant of an agricultural lease.

(m.) On the issue of an occupation license the licensee shall pay to the Receiver of Gold Revenue the amount of one year's rent, and shall continue to pay the same amount on the same day of each succeeding year until the expiry of the license or until the license shall be otherwise determined. Rent shall be at the rate of not more than one shilling for every acre or portion of an acre: Provided that if on survey the area shall be increased or diminished, the total rent shall, upon the written direction of the Warden, thereafter be adjusted accordingly.

(n.) Occupation licenses may be granted for any term not exceeding ten (10) years; but at the expiration of any such term the license may be renewed, subject, however, in each case to such increased rent and other conditions as may from time to time be prescribed by regulations or may be considered by the Warden to be advisable.

(o.) Free access shall be given over the land occupied under any such license for holders of miners' rights to prospect for gold, and to mark out and take up claims, and to take levels for and mark out the proposed course and position of races, dams, tunnels, and tramways for mining purposes; and the Warden may on application grant any such claim, race, or mining privilege without any compensation to the licensee, provided that, if the land or any portion thereof is cultivated or otherwise improved, such cultivated or improved land shall not, unless by consent of the licensee, be interfered with or taken possession of for mining purposes until after three months' notice to the licensee, who shall be entitled to remove any buildings or other improvements that he may have on the land, and if the land be in crop he shall be allowed a reasonable time to save and remove the crop.

(p.) In case any portion of any land occupied

under any such license shall be required for mining purposes, and the licensee shall surrender the same, or the license be determined by the Warden in whole or part, the licensee shall be entitled to a reduction of rent in proportion to the acreage so surrendered.

(q.) Any holder of an occupation license may at any time voluntarily surrender his license.

(r.) The licensee shall be entitled to occupy, for the purpose of a dwelling-house, buildings, garden, or orchard, an area not exceeding one acre in the whole of the land held under occupation license; and no miner or other person shall be allowed to prospect or mine upon ground actually used and occupied for any of such purposes.

(s.) If it is shown to the satisfaction of the Warden that the ground occupied by a dwelling-house or outbuildings, or for a garden or orchard as aforesaid, contains a payable deposit of gold, then any miner may lodge an application at the nearest Warden's Office for leave to mine upon or under the ground thus occupied. The applicant shall serve the licensee with a true copy of such application, and such application and any objections that may be made thereto shall be heard by the Warden in accordance with the provisions of "The Mining Act, 1891," and regulations made thereunder. And upon proof of the service of the copy of application upon the licensee, and upon hearing such application and objections (if any), the Warden may refuse to grant the application, or may grant the application upon the applicant depositing in Court such amount as the Warden may consider sufficient to repay the licensee for the loss of or damage that may be done to the dwelling-house, buildings, orchard, or garden, by granting the said application. Provided always that no compensation of any kind shall be paid by the Government.

#### PART IV.—LICENSES TO SEARCH FOR ANY METAL OR MINERAL OTHER THAN GOLD WITHIN MINING DISTRICTS.

82. Every person desirous of obtaining a license to search for minerals or metals other than gold or silver within a mining district shall apply for the same by delivering to the Warden an application containing the name and address of the applicant, a statement of the minerals which he proposes to search for, and the locality, together with a plan or sketch showing the extent of the area of land for which he seeks to obtain a license; and every such application shall bear date the day of the delivery as aforesaid.

83. The fee shall be 1d. per acre, but shall in no case be less than £1.

84. The area to be granted shall in no case exceed two square miles.

85. The license shall be for any term not exceeding twelve months, and shall be in the form in Schedule 17 hereto annexed, and shall have indorsed thereon a plan of the lands on and over which the licensee may search for the mineral or metal named in such license; and such license shall be subject to the restrictions, limitations, and conditions in the memorandum indorsed thereon, or thereunder written or printed.

PART V.—WATER-RACES, DAMS,  
AND RESERVOIRS.

## WATER RIGHTS AND RACES.

86. *Applications.*—Every application for any water right or privilege must be made as directed by "The Mining Act, 1891."

87. *Priority of Application.*—In the event of more than one application being made for the same right, the Warden shall determine which of the applicants shall be held to have the prior right in accordance with the provisions of "The Mining Act, 1891."

88. *Superiority of Right.*—In all cases in which a supply of water is claimed without registration, superiority of right shall be determined by the date upon which the consent in writing of the Warden for same has been obtained under section 103 of "The Mining Act, 1891;" and, in all cases where the occupier claims under a license or certificate granted by a Warden, occupation shall be taken to have commenced at the date of the application made for the issue of such license or certificate, and, if the application be upon the same date, then as the Warden shall, in accordance with the provisions of section 128 of "The Mining Act, 1891," have determined and have indorsed upon such license or certificate.

89. *Heads of Races.*—Every water-race shall have a point specified at which it shall be taken from the creek, river, or other source, but in no case shall such creek, river, or other source be included in or form part of any water-race. In water-races already cut this shall be taken to be the point from which the race (now) heads; and no person shall shift a water right or any portion thereof from one race to another, or alter the head of any race, to the prejudice of any existing right, without the written sanction of the Warden.

90. *Branch Races for the Distribution of Water.*—Any person intending to construct a branch race merely for the distribution of water already held or owned by any person under any license or right shall give notice in the form in Schedule 19 hereto or to the like effect, and shall otherwise proceed as provided in "The Mining Act, 1891," with respect to water-races.

91. *Side-streams.*—Where a water-race crosses any watercourse the use of which is required by holders of miners' rights, or by the owners or occupiers of any land, such water-race shall be carried either over or under such watercourse, so as not to interfere with the natural flow of water therein; and no creek or natural watercourse shall form part of or be registered as a water-race.

92. *Water not to be wasted.*—Holders of licenses shall not allow any water to which they may be entitled to run to waste, but such water shall be apportioned to other holders of licenses according to priority of right.

93. *Amalgamation of Water Rights.*—To give increased facility in working claims, and to prevent unnecessary waste of water, the holders of any two or more water-race licenses may jointly construct or use one water-race for the conveyance of the water to which they are entitled; but in any such case the intention to convey the water in a race to be constructed by the joint labour of the applicant and the holder of any other license, or in any race already constructed, shall be set forth in the application; and, if a license be granted, the fact that the water is to be conveyed in such jointly-constructed race or in such pre-

viously-constructed race shall be noted on the face of the license, and, if any water-rights be amalgamated after being granted, such amalgamation shall be registered, and indorsed on the license.

94. *Water to be gauged when demanded.*—Every holder of a water-race license shall place a gauge-box in his race within seven days after receiving a written notice from any person entitled to receive a supply of water from the same source. When water is taken from one source only, the supply shall be gauged at the source of supply; but, if the race is fed or supplied in part by any side stream or streams, the gauge-box shall be placed immediately below the last of such side-streams.

95. *Quantity of Water to be granted.*—It shall be lawful for the Warden to grant the quantity of water applied for in any application, or any less quantity, as he may see fit.

96. *By-washes.*—Holders of water licenses shall be entitled to make such by-washes as may be necessary for the security of their races, and to hold the right to run water from such by-washes down such natural channels as may be convenient, provided that there be no prejudicial interference with previously-existing rights; and any person desiring to make such by-wash, or secure such right to run water, shall give notice in writing to the Warden, and to any person whose interests may be affected; and such notice shall be posted for not less than fourteen days at the point where it is intended to make such by-wash, at the expiration of which time, if there be no valid objection, the Warden may grant the application, and a certificate of registration may be issued to the applicant.

97. Any license for a water-race may be granted for any term not exceeding fifteen years, and the same may be renewed at any time after the expiration of the term for which the same was granted, upon application being made to the Warden in manner provided for the granting of water-race licenses: Provided that the Warden before granting such renewal shall be satisfied that the right in question has been continuously and *bonâ fide* held and used, and that no forfeiture has been incurred otherwise than by failure to renew license.

98. *Gauge-boxes.*—When other and more accurate means of measuring water are not conveniently available it may be done by using gauge-boxes of the dimensions and forms as hereinafter specified. Every gauge-box for measuring water shall be 12ft. long, 20in. or 40in. wide inside measurement, as the case may be, in accordance with the following table. Every gauge-box to be open on the top, and set truly horizontal. The outlet end of the gauge-box shall be closed with a board 1in. in thickness, or with a plate of iron, with the exception of the aperture, which shall be the whole width of the gauge-box, and of such depths as shall be hereinafter specified in the said table for the number of sluice-heads to be discharged; but in all cases the lower side of orifice shall be 2in. above the bottom of the gauge-box, and the depth of the sides of such gauge-box shall be regulated so that they shall not have a less depth than the depth of orifice, the height of the board above the orifice, with two additional inches added. The dimensions of aperture and height of board above aperture for the number of sluice-heads to be discharged shall be in accordance with the following table:—

The following is a Table of the Dimensions of Apertures in Gauge-boxes for Measuring Water, with Head or Depth of Water above the Top of Aperture.

Depth of Pressure-board above Top of Aperture, in Inches.	Dimensions of Aperture, in Inches.		Number of Sluice-heads discharged.	Depth of Pressure-board above Top of Aperture, in Inches.	Dimensions of Aperture, in Inches.		Number of Sluice-heads discharged.
	Width.	Depth.			Width.	Depth.	
5	20	2	1	24	40	15 $\frac{1}{2}$	36
5	20	3 $\frac{7}{8}$	2	24	40	15 $\frac{5}{8}$	37
8	20	4 $\frac{1}{2}$	3	24	40	16	38
8	20	5 $\frac{7}{8}$	4	24	40	16 $\frac{3}{8}$	39
9	20	6 $\frac{7}{8}$	5	24	40	16 $\frac{1}{2}$	40
9	20	8	6	24	40	17 $\frac{1}{8}$	41
12	20	8 $\frac{1}{2}$	7	24	40	17 $\frac{1}{2}$	42
12	20	9 $\frac{1}{2}$	8	24	40	17 $\frac{7}{8}$	43
12	40	5 $\frac{5}{8}$	9	30	40	17	44
12	40	6 $\frac{3}{16}$	10	30	40	17 $\frac{3}{8}$	45
12	40	6 $\frac{3}{4}$	11	30	40	17 $\frac{11}{16}$	46
18	40	6 $\frac{1}{2}$	12	30	40	18	47
18	40	6 $\frac{3}{4}$	13	30	40	18 $\frac{3}{8}$	48
18	40	7 $\frac{1}{4}$	14	30	40	18 $\frac{11}{16}$	49
18	40	7 $\frac{3}{4}$	15	30	40	19	50
18	40	8 $\frac{1}{8}$	16	30	40	19 $\frac{3}{8}$	51
18	40	8 $\frac{5}{8}$	17	30	40	19 $\frac{11}{16}$	52
18	40	9 $\frac{1}{8}$	18	30	40	20	53
18	40	9 $\frac{9}{16}$	19	30	40	20 $\frac{3}{8}$	54
18	40	10	20	30	40	20 $\frac{11}{16}$	55
18	40	10 $\frac{5}{16}$	21	30	40	21	56
18	40	10 $\frac{7}{8}$	22	36	40	20 $\frac{1}{16}$	57
18	40	11 $\frac{5}{16}$	23	36	40	20 $\frac{3}{8}$	58
18	40	11 $\frac{3}{4}$	24	36	40	20 $\frac{11}{16}$	59
24	40	11 $\frac{1}{16}$	25	36	40	21 $\frac{1}{16}$	60
24	40	11 $\frac{7}{16}$	26				
24	40	11 $\frac{13}{16}$	27	36	40	22 $\frac{3}{8}$	65
24	40	12 $\frac{3}{16}$	28	36	40	24	70
24	40	12 $\frac{5}{8}$	29	36	40	25 $\frac{5}{8}$	75
24	40	13	30	48	40	24 $\frac{3}{8}$	80
24	40	13 $\frac{3}{8}$	31	48	40	25 $\frac{1}{8}$	85
24	40	13 $\frac{1}{4}$	32	48	40	27 $\frac{3}{8}$	90
24	40	14 $\frac{1}{8}$	33	48	40	28 $\frac{11}{16}$	95
24	40	14 $\frac{1}{2}$	34	48	40	30	100
24	40	14 $\frac{7}{8}$	35				

Every 5 Heads.



## TAIL-RACES.

99. *Tail-race to be marked.*—Any person applying for a tail-race shall, in addition to posting notices at each end of the proposed race, mark out the course of the same in the manner prescribed for marking water-races in "The Mining Act, 1891," and make application for the same in the form set forth in Schedule 20 annexed hereto.

100. *Use of Tail-races for Drainage or Discharge of Tailings.*—It shall be lawful for the Warden to authorise any person to use a tail-race, not being a ground-sluice or race for saving gold, the property of any other person, on condition of first paying to the owner thereof a proportionate share of the expense of construction, or a periodical payment in advance as a rent for the use thereof; and such proportionate share of expense or rent shall, if necessary, be decided by arbitration, provided that the utility of the tail-race be not prejudiciously interfered with: Provided also always that the person so using any tail-race shall assist in clearing the same whenever it shall be necessary to do so; and, in case he shall fail to do so within seven days after receiving notice from the owner, it shall be competent for the owner to clear the same, and to recover from the person so failing to assist his proportionate share of the expense of clearing such tail-race as aforesaid.

## MAIN TAIL-RACES FOR MINING PURPOSES.

101. When the majority of persons from whose claims water or tailings flow to a common outlet are desirous of constructing a main tail-race, or using any natural channel as a main tail-race, such majority shall make application in writing to the Warden in the form in the Schedule 21 hereto, or to the like effect; and, should the Warden decide to grant such application, he may declare such tail-race or natural channel to be a "main tail-race;" and the said majority shall elect annually from amongst the persons interested three persons as trustees to hold the said natural channel or main tail-race on behalf of all those concerned, and the said trustees shall, subject to conditions and rules approved by the Warden, be empowered to enter into contracts or employ labour for the efficient maintenance of the said natural channel or main tail-race, and shall collect, sue for, and recover any moneys that may be due in respect of contributions, rates, or dues, and the said majority shall be empowered to prescribe terms and conditions, subject to the approval of the Warden, for the construction of such main tail-race by the joint labour or contributions of all persons interested in the construction or use of the tail-race as aforesaid; and the holder of a race with the right to divert and use water shall, for the purposes of this regulation, be deemed the holder of a claim; and the occupiers of such tail-race may from time to time make or alter rules for the use, extension, or repair of such main tail-race, and all such rules or alteration of rules shall, when signed by a majority of the persons using the same, and approved by the Warden, be binding upon and may be enforced against all persons from whose

claims water or tailings flow to such common outlet.

102. *Grant of Main Tail-race to be publicly notified.*—Whenever the Warden shall have declared any tail-race or natural channel to be a main tail-race, he shall, at the cost of the trustees, publicly notify such declaration by advertisement in some newspaper or newspapers circulating in the district, or in such other manner as he may deem convenient, and shall issue a certificate of registration in the names of three trustees, and enter the same in the Mining Register, with a printed copy of the advertisement as published.

103. *Main Tail-race may be constructed by Private Enterprise.*—In case any person or company shall be desirous of constructing a tail-race, or using a tail-race already constructed, that may be made available as a "main tail-race," it shall be lawful for the Warden to authorise the construction and use of such tail-race as a main tail-race, provided that the terms and conditions on which it shall be proposed to allow the use of such tail-race to persons other than the holders of such tail-race shall be first submitted to and approved by the Warden. A written statement of such terms and conditions shall be signed by the Warden, and shall be kept for reference in his office; and the grant of a certificate for such tail-race shall be held to be made and issued subject always to such terms and conditions.

## MISCELLANEOUS.

104. *Flood-races.*—Any person may cut a flood-race through or by his claim, subject to such restrictions as the Warden may consider necessary for the public good.

105. *Repairs of Races and Tunnels, Bridging, &c.*—The holder or occupier of any race, drain, or tunnel shall keep the same in repair, and shall make an efficient bridge or crossing, or, in the case of tunnels, shall maintain proper supports, where any road which has been in ordinary use prior to the construction of such race, drain, or tunnel crosses such race, drain, or tunnel, upon being required to do so by the Warden.

106. *Occupation of Land at Sides of Head- and Tail-races.*—The Warden shall have power, subject to the provisions of section 104 of "The Mining Act, 1891," to authorise the holder of any head-race, tail-race, or ground-sluice to occupy such additional area on either or both sides of such race, either throughout the entire length of such race or over any and such portions as he may deem necessary, for the preservation thereof in a proper state of efficiency.

107. *Alteration of Races.*—The alteration or extension of a race at any time shall not in any way affect any right or privilege attached to such race, and the owner thereof shall, during such alteration or extension, be deemed to be in occupation of all the rights and privileges attached to such race: Provided that such alteration or extension shall first be approved of by the Warden, who may require the said owner to give such notice as to the Warden may appear necessary.

108. *Construction of Crossings, &c.*—Any licensee of a water-race cutting the same across roads

or thoroughfares shall construct and keep in repair good substantial and suitable crossings over the said race not less than 12ft. in width; and shall also construct suitable approaches not less than 10ft. in length to and on each side of said crossings. And any person or persons opening up new roads or thoroughfares across any race shall construct and keep in repair suitable approaches as aforesaid thereto: Provided that such last-mentioned roads, thoroughfares, and crossings shall not interfere with the security of the race.

109. *Original Line of Race may be altered.*—If by reason of any natural impediment it shall be impracticable, or attended with unforeseen difficulties or expense, to cut or construct a race according to the line originally designed therefor, it shall be lawful for the licensee of such race, having first obtained the permission in writing of the Warden, to deviate in the cutting of such race so far from such originally-designed line as shall be necessary to avoid the effects of such impediment, provided that no prior right be affected thereby.

#### DAMS AND RESERVOIRS.

110. *Warden may grant Dams or Reservoirs.*—It shall be lawful for the Warden, on application, to grant permission for the construction of dams and the formation of reservoirs for the storage of water for mining purposes; and any person desiring to construct any such dam or form any such reservoir shall mark out the proposed line of the same, the ground required on the outside of the said dam or reservoir, and the area intended to be occupied as dam or reservoir, by pegs, or cairns of stones, and trenches, as provided for the marking of claims, and shall state the length and width of such area in the application in the form prescribed in Schedule 22 hereto, and copies of such application shall be posted and maintained by the applicant at each end of the proposed site of the dam.

111. *Construction of Dams.*—In the case of any dam or reservoir heretofore or hereafter constructed, and whether registered or not, the Warden may, at his own discretion, or at the request of any claim-holder or person residing in the neighbourhood of the proposed site of such dam or reservoir, or on or near to the proposed course of the overflow of water therefrom, cause a surveyor or engineer to prepare a plan and specification, setting forth the proper mode of construction and the necessary strength and thickness of the embankment of such dam, and the width of the by-wash thereof; and the Warden may cause such plan and specification to be submitted for the approval of the Engineer of the Colony or the Inspecting Engineer of the Mines Department; and the Warden may thereupon make such orders therein from time to time as shall be necessary, and may direct by whom the expense of such plan and specification shall be borne.

112. The Warden may, at the time of dealing with the application of the owner of any dam or reservoir, or at any time thereafter, grant protection for an area surrounding such dam or reservoir, and fix the distance from such dam or reservoir within which mining may be carried on.

113. *Inspection of Dams or Reservoirs.*—The Warden may at any time direct a surveyor or engineer to inspect any dam or reservoir, whether registered or not, that heretofore has been or hereafter may be constructed, and to report upon the strength, security, and fitness thereof, and of any works connected therewith; and such Warden may thereupon make any such order therein as may be necessary for the security of such dam or reservoir, and for protection of adjoining claims, and may direct by whom the expenses of such survey shall be borne.

114. *Certificate may be cancelled.*—If the owner of any dam or reservoir shall refuse or neglect to comply with any such order as aforesaid, the right to such dam or reservoir may be forfeited, and the certificate, if any, cancelled, and the embankment thereof be removed, or such other order made therein as may be requisite.

115. That in case any dam or reservoir has been constructed upon any licensed holding, special claim, or claim, or upon Crown lands, the Warden shall have power, when satisfied that such reservoir or dam is unsafe, to order the owner or occupier to refrain from storing water therein; and if the order be disobeyed the Warden may order the embankment of such dam or reservoir to be removed; and if the owner or occupier refuses to remove such embankment, such refusal shall be deemed a breach of these regulations; and the Warden may order any person to enter upon such lands and remove the said embankment, the cost of such removal to be defrayed by such owner or occupier.

---

#### PART VI.—DIVERSION OF PERMANENT STREAMS.

116. *Notice of Diversion to be given.*—Any person desirous of diverting the course of a permanent stream for the purpose of working the bed thereof shall apply to the Warden in the form prescribed by Schedule 23 hereto.

117. *Wall to be allowed.*—Any person diverting the course of a permanent stream shall be allowed a sufficient wall between the channel of diversion and the bed of the stream; and the width of such wall may be defined by the Warden; and no person shall mine upon or otherwise interfere with any such wall without the express permission of the Warden, or the consent of the person holding the right to divert such stream.

---

#### PART VII.—DREDGING CLAIMS.

118. *Condition of Occupation.*—Any dredging claim, or licensed holding or special claim worked or intended to be worked as a dredging claim, that may under these regulations be taken or granted in any river, stream, lagoon, or water-course, shall be taken and held subject to the condition that any person who may at the time of the

granting of such dredging claim hold any claim on the banks of or in the vicinity of such river, or who may thereafter lawfully take or acquire any such claim, shall not, in consequence of the taking, granting, or holding and working of such dredging claim, licensed holding, or special claim, be restrained from discharging the tailings, waste water, or *débris* from his claim into such river; and the holder of such dredging claim, licensed holding, or special claim shall have no right of action against any such person for so discharging tailings, water, or *débris* into such river.

119. *Licensed Holdings and Special Claims.*—Every licensed holding and special claim worked by dredging shall be held and construed to be a dredging claim under these regulations. The owner of any dredging claim shall not be required to employ more men for a period of six months from the date on which such license or claim was granted than in the opinion of the Warden is sufficient to do any preliminary work pending the erection of any machinery or plant, provided that the licensee or licensees shall have entered into contracts for not less than £1,000 for the supply of machinery or plant, or performing any preliminary work in connection with the said dredging claim. And for the purpose of complying with any regulation dealing with the proper representation of any such claim, every £1,000 expended on the construction or erection of dredging machinery or plant shall represent one man: Provided that there shall not be less than one man actually employed for every four acres of such claim, unless a reduction in the number of men has been made for the period prescribed, and in accordance with the provisions of section 71 of "The Mining Act, 1891." A statement of the expenditure in every case to be furnished to the Warden and Inspector, or otherwise the exemption as regards the number of men to be employed shall not avail in any case.

120. *Ordinary Dredging Claims.*—In dredging claims each holder of a miner's right shall be entitled to 3 chains, or 198ft., along the course of any river, stream, lagoon, or watercourse, by a width bounded by ordinary high-water mark; but not more than 40 chains, or 2,640ft., along the course of any river or stream shall be held as one claim, except as hereinafter provided for prospecting claims.

121. *Prospecting Areas for Dredging.*—The Warden may, upon the application of any person or persons, grant a prospecting area for dredging on any river or stream, not exceeding 160 chains or two miles along the course of any such river or stream, by a breadth bounded by ordinary high-water mark; provided that no prospecting area shall be granted within ten miles of any ordinary or prospecting dredging claim.

122. *Time allowed to erect Machinery.*—Six months shall be allowed from the date of granting a prospecting area, as provided in the foregoing clause, to place dredging machinery on the claim, and six months additional shall be allowed to prospect the river or stream within the said prospecting area.

123. *Prospecting Claim to be taken up.*—Before the expiration of twelve months from the date of granting a prospecting area the holder or holders

of said prospecting area shall mark out a prospecting claim in the manner provided in clause 133 of these regulations, and such prospecting claim shall not exceed 80 chains in length along the course of any river or stream, by a width bounded by ordinary high-water mark; and such holder or holders shall make application to the Warden of the district to have such prospecting claim granted, and, after hearing the said application and objections (if any), the Warden may grant or refuse the said application.

124. *Prospectors to report Discovery of Payable Gold.*—The holder or holders of any prospecting area for dredging shall, within three days from the date of the discovery of payable wash-dirt, report the same to the Warden of the district, or, failing to do so, the Warden may, upon sufficient evidence, declare the right of the said holder or holders to a prospecting claim forfeited, and may refuse the same.

---

## PART VIII.—CREEK AND RIVER CLAIMS.

125. *Use of Water in Creek or River Beds.*—Any holder of a creek or river claim may use the water in any watercourse on any portion of his claim, provided he does not interfere with the water before it reaches his claim, and turns the water into its natural course immediately on its leaving his claim; and the holder of such claim shall have an equal right to use the water on any part of his claim, subject to the restrictions aforesaid, as though he used the water in the bed of the watercourse.

---

## PART IX.—DRAINAGE OF CLAIMS.

### WET CLAIMS.

126. *Drainage.*—The owners of any wet claim shall, whenever practicable, cut a sufficient drain to convey the water to a main channel, which channel shall be cut or kept clear by or at the proportionate expense of all parties interested.

127. *Baling.*—If the owners of any wet claim refuse or neglect to bale their fair proportion of water their claim shall thereupon be liable to forfeiture.

128. *Continual Baling.*—When the quantity of water renders continual baling necessary, it shall be compulsory on all parties holding claims below a given point on the lead or reef (such point to be determined by the Warden, or other officer appointed by him) to work in sinking and baling both day and night, until the claims are worked out or abandoned, or until baling is suspended by general consent.

129. *Contribution towards Drainage.*—When any person shall drain any ground within a drainage area by any means whatever, such person shall be entitled to receive contribution from the holders of all claims benefited thereby.

130. *Warden to fix Amount of Contribution.*—If any person shall apply for contribution under the preceding clause, if there be no Drainage Board, the matter shall be dealt with by the Warden, who shall fix the amount of contribution to be paid by the person so benefited, and may order such contribution to be paid in one sum, or by instalments weekly, or otherwise by way of rental, during such time as the benefit lasts; and the said amount may in like manner be readjusted from time to time as the Warden may deem necessary: Provided that, should either party demand to have the case tried by arbitration, it may be determined in that manner.

#### PART X.—PREVENTION OF NUISANCES, AND SETTING APART SPRINGS FOR DOMESTIC PURPOSES.

131. *Nuisance Clause.*—Every holder of a business or residence site, or tent ground, shall keep it and the ground around the same in such a state of cleanliness as not to become a nuisance to his neighbours or the public. And any person depositing any filth or offensive substance in a place where the same becomes a nuisance must remove the same at his own expense when ordered to do so by the Warden. And the Warden may order the removal of any slaughter-yard or piggeries at the expense of the owners, and may prohibit the exercise of any noisome or unwholesome trade.

32. *Water for Domestic Purposes.*—It shall be lawful for the Warden, at the request of any person, to declare that any waterhole or natural spring, stream, or source of water, shall be exclusively reserved and set apart for domestic purposes; and such reservation shall be publicly notified in such manner as the Warden may direct, and no person shall defile any water so reserved and set apart.

#### PART XI.—MARKING OF CLAIMS.

133. *Claims to be marked.*—All claims shall be marked in the manner provided in “The Mining Act, 1891,” that is to say:—

“Any person desiring the exclusive occupation of land for mining purposes within any district shall mark out the same by causing to be erected at every angle thereof a post not less than three inches square or three inches in diameter, standing not less than two feet above the surface

of the ground, and having thereupon some distinguishing mark.

“When an angle cannot be so marked on account of the nature of the ground, the post may be placed at the nearest practicable point.

“Where wood is not available for the making of posts, a cairn of stones and a trench, or such other permanent distinguishing mark, may be used instead of a post, as the Warden shall think sufficient for the purpose intended.

“Every claim which is marked out in accordance with this section shall be sufficiently marked for the purposes of the Act, notwithstanding that any road may traverse such claim either at the time the claim is marked, or at any other time; and no such road shall be deemed to disserve the claim, nor shall it be necessary to demark the line of any such road.”

134. *Marking Dredging Claims and River Claims.*—Claims on rivers shall be marked as provided in “The Mining Act, 1891,” or, when such marking is not practicable, then by  $\blacktriangle$  marks not less than 1ft. in length, to be cut upon the rocks above high-flood mark.

135. *Marking Frontage Claims.*—Frontage claims shall be marked as provided in “The Mining Act, 1891,” or, when such marking is not practicable, then by similar pegs, stacks, or cairns placed at intervals of not less than 50ft. along the side-lines.

136. *Marking Sea-beach Claims.*—Every sea-beach claim shall be marked by pegs, stacks, or cairns, as provided in “The Mining Act, 1891,” at each corner of such claim above high-water mark.

#### PART XII.—SIZE OF CLAIMS.

137. *Ordinary Claims.*—An ordinary claim in alluvial ground shall not exceed an area of 10,000 square feet (equal to 100ft. by 100ft.) for each holder of a miner's right; but not more than 100,000 square feet shall be held together as one claim.

100FT. BY 100FT.		
For 1 man,	100ft. by 100ft. =	10,000ft.
“ 2 men,	100ft. by 200ft. =	20,000ft.
“ 3 “	122ft. by 244ft. about	30,000ft.
“ 4 “	141ft. by 282ft. “	40,000ft.
“ 5 “	158ft. by 316ft. “	50,000ft.
“ 6 “	173ft. by 346ft. “	60,000ft.
“ 7 “	187ft. by 374ft. “	70,000ft.
“ 8 “	200ft. by 400ft. =	80,000ft.
“ 9 “	212ft. by 424ft. about	90,000ft.
“ 10 “	223ft. by 446ft. “	100,000ft.

138. *Double Ground.*—The Warden may in his discretion grant claims in alluvial ground not exceeding twice the ordinary size on being satisfied that, either from the quality of the ground or any difficulty in working it, such extension of area is necessary; but no such grant shall be made until after application and the posting of notices in manner provided by these regulations. And no such claim shall exceed 200,000 square feet.

139. *Extended Claims.*—When any extraordinary expenditure of capital or labour is requisite,

or if the Warden is satisfied that any ground cannot be profitably worked in claims of ordinary or double size, it shall be lawful for him to grant claims in alluvial ground, to be called "extended claims," such claims not to exceed one acre for each holder of a miner's right, and no such claim shall comprise more than six acres.

140. *Frontage Claims.*—A frontage claim shall be an area having 100ft. frontage to the terrace, river-bank, lake-bank, or hill-side for each holder of a miner's right, by a depth not exceeding 1,000 yards; but not more than 1,000ft. frontage shall be held as one claim, and the holders of any such claim shall be required within a reasonable time after the discovery of gold within the parallels to mark off an ordinary claim, the boundaries of which shall correspond with or be included within the parallels of the frontage claim, and shall thereupon cease to have any right to the remainder of such frontage claim.

141. *Quartz Claims.*—A quartz claim shall not exceed 100ft. in length, to be measured along the supposed course of the lode or vein, by a width not exceeding 300ft. upon each side of the supposed course for each holder of a miner's right: Provided that no miner or party of miners shall hold under this rule more than 1,000ft. along the course, or supposed course, of any reef.

142. *River or Creek Claims.*—A river or creek claim shall not exceed 100ft. in length for each holder of a miner's right, to be measured in the direction of the course of any stream, by a width of not less than 100ft.; but when the stream exceeds 100ft. in width the width of the claim shall be taken from bank to bank; and on application—either by the person occupying such claim or desirous of so occupying, or any other person—being made in writing in that behalf, the Warden shall define the banks; and in case the Warden's decision shall not be satisfactory to the person or persons having marked out such claim, or other the person applying to have the banks so defined, such decision shall be subject to an appeal as provided by section 286 of "The Mining Act, 1891."

143. *Sea-beach Claims.*—A sea-beach claim shall not exceed 100ft. frontage to the sea at high-water mark for each holder of a miner's right, with a depth not exceeding 100ft. above high-water mark, and with no limit to the seaward side; but not more than 1,000ft. frontage shall be held as one claim.

144. *Prospecting Claims.*—A prospecting claim in alluvial or quartz ground shall be a double ordinary claim, but not more than six such prospecting claims, or 120,000ft., shall be held together as one claim.

145. *Prospecting Areas.*—A prospecting area shall be an area of alluvial ground of 600 yards by 400 yards, and on a quartz reef 300 yards by 300 yards, or any less area that the Warden may think fit to grant.

146. *Machinery, Plant, or Necessary Works to represent Labour.*—In all the foregoing claims, where machinery, plant, or necessary works are erected or constructed, such machinery, plant, or necessary works shall, for the purpose of occupying such claim, represent one man for every £1,000 of the capital expended in procuring, erecting, or constructing the said machinery,

plant, or necessary works: Provided that in no case shall the number of men employed be less than half the number of men that would otherwise be required to represent the ground. A statement of the expenditure in every case to be furnished to the Warden and Inspector of Mines, or otherwise the exemption as regards the number of men to be employed shall not avail in any case. Should any dispute arise in reference to the amount so expended, the onus of proof of such expenditure shall lie with the holder or holders of such claim on which the said machinery, plant, or necessary works are erected or constructed.

### PART XIII.—FORM OF CLAIMS.

147. *Form of Ordinary Claims.*—Any ordinary claim may be of any form, provided that no such claim shall exceed in length twice the breadth thereof, unless the necessary area cannot otherwise be obtained by reason of the occupation of the surrounding ground under some other right.

148. *Form of Double, Extended, and Prospecting Claims in Alluvial Ground.*—Double, extended, and prospecting claims in alluvial ground may be of any form, provided that no such claim shall exceed in length twice the breadth thereof, unless otherwise specially sanctioned by the Warden.

149. *Spare Ground.*—Any holder or holders of miners' rights may occupy any spare ground between two or more claims, or between any claim and old worked and abandoned ground, and such spare ground may be of any form, provided that it shall not exceed in area the number of superficial feet allowed by these regulations.

150. *Amalgamated Claims.*—On application being made in writing to the Warden in the form of Schedule 26 hereto it shall be lawful for him to allow any number of adjoining claims, not being licensed holdings, to be amalgamated: Provided the amalgamated claims shall not exceed 30 acres, and that it is proved to the satisfaction of the Warden that such amalgamation is expedient or necessary for the efficient working of the ground. When amalgamation has been granted the Warden shall issue a new title for the whole of the ground included in the amalgamation, and thereafter it shall not be necessary to maintain the pegs of the original claims.

151. *Number of Persons to be employed.*—In the event of claims being amalgamated, the same number of miners shall be employed on such amalgamated claims as were required before such amalgamation took place.

### PART XIV.—PROSPECTING.

152. *Discovery to be reported.*—Any person discovering new gold-workings, and being desirous of obtaining an increased area thereon, shall mark off and make application to the Warden for a prospecting claim, and shall immediately report such discovery, with full particulars, to such Warden, and the ground so marked off shall be protected until the Warden shall have finally refused or granted the application; but the Warden may, if he think fit, refrain from granting or refusing such application until the ground shall

have been visited by himself or by some person appointed by him.

153. *Notices to be posted by the Warden.*—Notices of all prospecting claims granted, with full particulars of locality, yield of gold, and description of workings, shall be posted by the Warden on the outside of his office for public information.

154. *Where Prospecting Claims to be obtained.*—It shall not be lawful for the Warden to grant a prospecting claim for any new discovery at a less distance than 20 chains from any existing workings in alluvial ground, nor for any new discovery of a quartz reef at a less distance than half a mile from any existing quartz-workings.

155. *Occupation of Prospecting Claim.*—The boundary-marks of every prospecting claim shall be maintained by the applicant, and a notice with the words "prospecting claim" shall be kept posted on the ground until the application is dealt with, and, if granted, the claim must, unless by special permission of the Warden, be fully occupied within seven days from the date of the grant.

156. *Assisted Prospecting.*—The Warden may, if he think fit, grant a prospecting claim to the actual discoverers of new gold-workings conjointly with persons who have assisted them in prospecting either with contributions or otherwise, or with other persons who may be nominated by the actual discoverers, although the said persons may not have been on the ground prior to the granting thereof.

157. *Prospecting Area.*—The Warden may, upon the application of any person, grant the right to occupy for not more than three months for a "prospecting area" at a distance of not less than half a mile from any existing workings in alluvial ground, or, in the case of quartz-workings, at a distance of not less than half a mile from any existing quartz-workings: Provided that in no case shall any such prospecting area be granted within a radius of half a mile of any other such prospecting area: Provided, further, that such right to occupy shall only continue in force until gold is struck, in which case the discovery shall be reported, or until the holders are required by the Warden to mark a prospecting claim, in either of which cases a prospecting claim shall be marked and applied for as provided in foregoing regulations, and protection shall thereupon cease as to the remainder of such prospecting area.

158. *Protection for Prospecting Areas may be renewed.*—It shall be lawful for the Warden to renew from time to time the right to occupy a prospecting area: Provided that such renewed right to occupy shall not be granted for more than three months at any one time.

159. *Prospecting Areas to be continuously worked.*—Every prospecting area shall be continuously worked by at least two men during the entire period of occupancy.

## PART XV. — AID TOWARDS PROSPECTING.

160. Upon any Miners' Association or upon the Council of any county, or, where the Counties Act

is not in force, upon any Road Board, adopting the following regulations for prospecting for diamonds, gold, silver, or tin, the Government shall, subject to the following conditions, subsidise by pound for pound the amounts expended by each Miners' Association, County Council, or Road Board, as the case may be, provided the total amount of subsidy paid by the Government to any Miners' Association, County Council, or Road Board shall not exceed one-half the amount mentioned in this section of the regulations under the heads Class I. and Class II. :—

- (a.) Such local body shall submit its proposals to the Minister of Mines for approval by the Government for subsidising and prospecting as aforesaid.
- (b.) On the application and proposals being approved of, each payment on account of subsidy shall be made on the certificate of the President of the Miners' Association, the County Chairman in the case of a County Council, and in the case of a Road Board on the certificate of the Chairman of the said Board, and also in every case the Warden, or Inspector, or Mining Registrar shall indorse such certificate.
- (c.) The amounts payable by way of subsidy to any Miners' Association or County Council in any one year shall not exceed £500.
- (d.) The amounts payable to any Road Board in any one year shall not exceed £200.
- (e.) The Government shall subsidise by pound for pound any amounts expended by County Councils, Miners' Associations, or Road Boards in the purchase of boring appliances to be used for prospecting purposes.

*Class I.*—One party of two or three men in each riding of any county will be subsidised at the rate of 15s. per week per man for prospecting new and unprospected country three miles from any main or district road and from any known workings.

*Class II.*—One party of two or three men in each riding of any county will be subsidised as under while prospecting partially-worked and prospected country within tolerably easy access of road-communication :—

*Sinking.*—Dry ground: 1s. per foot from surface to 15ft., 2s. per foot from 15ft. to 60ft., 3s. per foot from 60ft. to any greater depth. Wet ground requiring slabbing: Double the above rates.

*Tunnelling and Driving.*—Through drift or blue reef: 1s. 6d. per foot for the first 500ft., 3s. 6d. per foot for next 500ft., 4s. 6d. per foot for next 500ft. or any portion of 500ft. Through hard rock or cement requiring blasting, or through pug: 5s. per foot. All tunnels and drives to be at least 5ft. by 3ft.

Prospectors under both Class I. and Class II. are required before commencing operations to send in their names to the Miners' Association, County Council, or Road Board, who must approve of same.

The locality of prospecting operations must also be stated, for the approval of the Miners' Association, Council, or Road Board.

Each prospecting party must send in a report



once in every month to the Miners' Association, Council, or Road Board to whom a subsidy is payable, setting forth the nature, extent, and result of operations during the previous month.

All measurement of work done under Class II. shall be made by a person appointed by the Miners' Association, the County Engineer, Road Overseer of the district, or other person appointed by the local body, who will be required to certify to the voucher for payment.

The subsidy under Class I. and Class II. may be discontinued, if the Miners' Association, Council, or Road Board think necessary, on one month's notice of discontinuance being given to the party or parties.

Payments will be made monthly.

Applications (giving the full names and residences of each man of the proposed party or parties, and specifying the locality in which it is proposed to prospect) must be sent to the Miners' Association, Council Chambers, or Road Board offices, and the application must be indorsed on the envelope, "Application for Prospecting, Class I." (or "Class II.," as the case may be).

#### PART XVI. — REWARDS FOR THE DISCOVERY OF NEW GOLD-FIELDS.

161. The reward for the discovery of any new goldfield shall be paid in conformity with the following regulations:—

(a.) That the Council of any county, or, where the Counties Act is not in force, the Road Board, shall pay one moiety of the reward for the discovery of any new goldfield and the Government the other moiety, and if the said Council of any County or Road Board shall neglect or refuse to pay one moiety of such reward the Colonial Treasurer may pay the same and then deduct the amount so paid from any revenue that may be or become due and payable to such Council or Road Board: Provided that in no case shall the total amount of reward paid exceed the amount mentioned in these regulations.

(b.) For the discovery of a new goldfield, three miles from any workings, there shall be paid, at the expiration of six months from date of discovery, a reward of £100 per hundred miners, up to £500 for five hundred or more miners so employed.

(c.) For the recovery of a lead in proximity to the place where a lead has been lost, and has not been worked for a period of six months, a reward equal to one-half of the above rates;

And for the discovery of a new lead one mile from any lost lead a reward equal to two-thirds of the above rates.

(d.) "Workings" shall be construed to mean an area of ground upon which alluvial or quartz-mining operations are being carried on.

(e.) Distance shall be computed from any given point, measured in a direct line, from where gold-mining is being carried on to the site of the discovery.

(f.) Every application made for a reward for the discovery of any new goldfield within a mining district or gold-mining district shall be accom-

panied by a certificate from the Warden of the district in which the discovery has been made; or, if the discovery be outside any mining district or gold-mining district, then the certificate shall be signed by the Commissioner of Crown Lands of the land district in which the discovery has been made. Such certificate shall state the amounts paid by the local body, and that such payment has been made in accordance with these regulations.

(g.) In the event of any person discovering a payable goldfield beyond the jurisdiction of any County Council or Road Board, the Government shall recognise the application, and deal therewith in the same manner as if it had been made by a County Council or Road Board.

(h.) For the discovery of a payable diamond-field, lode of silver, or lode of tin, for every one hundred miners profitably employed thereon at the expiration of six months from date of discovery there shall be paid a reward of £100, up to £500 for five hundred or more miners so employed.

#### PART XVII. — PUDDLING-MACHINES.

162. *Main Sludge-channel to be first constructed.*—No person shall be permitted to erect a puddling-machine in any locality wherein puddling operations have not heretofore been carried on until a main sludge-channel shall have first been constructed. (Schedule 25.)

163. *Main Sludge-channels to be approved by the Warden.*—The position and course of all main sludge-channels, and the width and depth thereof, shall be subject to the approval of the Warden, who shall have power to remove, alter, and vary the same whenever it shall seem to him necessary so to do. And when any such channel shall be ordered by the Warden to be removed, altered, or varied at the instance of any person the expense of such removal, alteration, or variation shall be borne by the person at whose instance such removal, alteration, or variation was made.

164. *Expense of Construction.*—The expense of the construction of any such channel shall be borne by the persons then or afterwards using the same in proportion to the position of each machine relatively to the said channel, and payment of such proportion to the persons constructing the same shall be made prior to the granting of any certificate of registration. Any person desiring to discharge sludge into any main sludge-channel already constructed may be permitted by the Warden to do so on the same terms as provided for the use of tail-races.

165. *Sludge-drains and -channels to be kept clear.*—Main sludge-channels shall be kept clear and in good repair by the joint labour of the machine-owners in each locality, and the owner of each machine shall further keep clear and in good order the private sludge-drain connected with such machine, and on no pretence whatever shall the sludge of any main channel or private drain be permitted to overflow the banks or edges thereof.

## PART XVIII.—TUNNELLING.

166. *Mode of taking up a Tunnel.*—It shall not be necessary to mark out or indicate the course of any tunnel otherwise than by posting at the proposed mouth of the tunnel a notice of application in the form prescribed in these regulations. (Schedule 28.)

167. *Wall to be left.*—No person shall drive any tunnel within 10ft. of any tunnel the property of any other person, except by the consent in writing of such other person or the authority of the Warden.

168. *Ventilation.*—When cross-drives or openings are required for ventilation, and the various parties concerned cannot agree thereon, the Warden may issue an order for making such drives or openings, and for the allocation of the work to be performed, and also for the distribution of any auriferous deposits which may be found in the intervening wall.

## PART XIX.—BLASTING.

169. *Notice to be given.*—Any person shall, before firing a heavy blast of gunpowder or other explosive substance, post notices signifying the intended time and place of firing such blast on the ground where such blast is to be fired, and on every public road or thoroughfare within a quarter of a mile of the said ground, and shall give three hours' notice to all persons residing within danger-distance of the intended time of firing the same, and shall also, one hour before such time, hoist a red flag if between sunrise and sunset, or a red lamp if between sunset and sunrise, as a danger-signal, on some very conspicuous place on or near the claim: Provided that this regulation shall not apply to the cases of blasts where only drill-bores are used.

170. *Small Blasts.*—Ten minutes previous to the discharge of any small blast of gunpowder or other explosive substance within 50ft. from the surface of the ground due notice of such discharge shall be given by the persons who shall have prepared the materials for such explosion to all other persons working, residing, or passing within a distance of 100 yards from the place of such discharge.

## PART XX.—RESIDENCE SITES.

171. *Area that may be occupied.*—Subject to the conditions of these regulations the holder of a miner's right or business license may, on application, be granted for residence an area of Crown land not exceeding one acre, or 4,840 square yards. No individual shall under this regulation be allowed to occupy more than one acre of land.

172. *Marking-out and Application.*—Any person desirous of occupying land as a residence site shall mark out the same as an ordinary claim, and shall apply to the Warden in the form prescribed by Schedule 27 to these regulations, and shall furnish to the Warden a sketch-plan of the ground, showing the position thereof, and also the nearest road, track, or thoroughfare, and shall also state what is the actual frontage and depth

of such site; and if there be no objection, or the objection be not upheld, the Warden may grant him a license in the form of the schedule to "The Mining Act, 1891."

173. *Conditions of License.*—Every license for a residence site shall be subject to the condition, among others, that the holder thereof shall erect and at all times maintain a secure and substantial fence around the land held by virtue thereof, and if any such holder shall fail or neglect to comply with this condition such license may be cancelled, and the land declared to be forfeited.

174. *Roadway to be left.*—It shall be lawful for the Warden to reserve a right-of-way of such width as he may deem necessary between any two residence sites.

175. *Hut- or Tent-ground.*—Subject to the conditions set forth in these regulations, the holder of a miner's right shall be entitled to occupy for residence an area of 24ft. frontage by 48ft. depth without registration, provided that such area shall not be taken up on known auriferous ground, nor in the line of any workings, nor on land set apart for business purposes.

176. *Amalgamation of Residence Sites.*—In cases where two or more adjoining residence sites are held by persons who are relatives, they may amalgamate their allotments if such amalgamation be approved by the Warden, but for so long only as they may continue to hold such allotments as members of one family, and the holders thereof shall reside upon the sites so amalgamated.

## PART XXI.—BUSINESS SITES.

177. *Size of Business Sites.*—Every holder of a business license shall be entitled to occupy for business purposes an area not exceeding 40 perches of land, the frontage of such land not to exceed 66ft., and the depth not to exceed 165ft.: Provided that any person who shall under any regulation previously in force have been in lawful occupation for business purposes of any greater area of land than 40 perches shall be entitled to continue to hold such greater area under any business license that may be issued to him subsequent to the enactment of this regulation, anything in this regulation to the contrary notwithstanding.

178. *Site to be marked by Pegs.*—Any person taking possession of a site for business purposes shall place and maintain at each corner of such site, in addition to any survey-pegs which may be there, a peg not less than 3in. in diameter, standing at least 2ft. above the surface.

179. *Registration of Sites.*—Any business site may be registered with the Warden for ten days whilst the holder is engaged in preparing for the occupancy thereof, and such registration shall operate as a protection within the meaning of these regulations; and such registration may be renewed by the Warden for an additional period not exceeding ten days at one time, and such registration or renewal shall be indorsed on the certificate of registration of such business site, and recorded in the Registration Book.

180. *Information to the Public.*—When any business site has been registered the holder thereof shall post and maintain thereon a board not

less than 9in. square, with the word "Registered," the name of the holder, and the date and number of registration certificate legibly painted or written thereon.

181. *Setting apart Land for Business Purposes.*—The Warden may, wherever it shall be necessary for the public convenience, set apart land to be occupied for business purposes, and direct a surveyor to divide such land by streets and roadways, and to lay it off into sections in the most convenient manner, and such sections may be of less area and frontage than hereinafter provided. If after such survey as aforesaid it shall be found that any holder of a business license has a substantial building or place of business upon any section so laid off he shall be entitled to occupy such section, or, if the building is upon a street, to occupy the section nearest to the building, provided that the nearest section be not in the legal occupation of some other person previous to the survey of the street.

182. *Occupation to be subject to Survey.*—Any business site that may be taken up or marked out previously to survey shall be held merely on sufferance subject to survey, and the whole or any portion of any such site may be taken for streets or public reserves if required for the public convenience: Provided that such survey shall not affect the right of any holder of a business site to so much of a surveyed section as lies within the limits of his original area.

183. *Public Notification by Warden.*—Whenever the Warden shall have set apart any land for business purposes, and the same shall have been surveyed as aforesaid, he shall fix a time when such land shall be open for occupation by holders of business licenses for business purposes, and shall publish in such manner as he may deem suitable or convenient a notice of the time when applications will be received.

184. *Application for Surveyed Sections.*—Every person intending to take up as a business site any section of land set apart and surveyed for business purposes shall make application in writing at the Warden's office, stating the number and description of such section, in accordance with the form set forth in Schedule 32, quoting the number and date of his business license; and every application shall be registered in a book set apart for that purpose, showing the date and hour upon which such application was received; and a time and place shall be fixed for the hearing, and the right to occupy such sections shall be granted according to priority of application, and a certificate of registration of any such grant shall be issued. In the event of two or more applications for any one section being lodged at the same time the right of occupation shall be decided by lot in the presence of the Warden.

185. *Space between Buildings.*—An open space of not less than 6ft. shall at all times be left between buildings hereafter erected for business purposes by holders of business licenses; and the owner of a single business site shall only be entitled to build upon so much as shall leave 6ft. of the frontage line unoccupied—that is to say, 3ft. on each side of the building wherever the business section has a surveyed section on each side of it.

186. *Absence from Business Site.*—Any person

in lawful possession of a business site, who may have erected thereon a substantial dwelling or place of business, may absent himself from such area for any space of time not exceeding nine months, provided that he lodge at the Warden's office an application for registration in the Form 33 in the schedule hereto, and at the same time deposit the business license under which he holds such site, and thereupon a certificate of registration shall be issued to him, and the said business site shall be protected within the meaning of these regulations for the period specified in such certificate: Provided that such protection shall not remain in force for any longer period than that for which the business license is in operation; and, if at the expiration of the time for which the site has been so registered and protected its owner do not resume possession thereof, the same shall be deemed to be abandoned.

187. *Building on Abandoned Sites.*—Any person taking possession of a forfeited or abandoned business site on which a building has been erected may, if the building be not removed within seven days of such possession being taken, either remove it at the expense of the owner thereof, or take possession of it and pay to him compensation, and such compensation may be settled by arbitration.

188. *Information to the Public.*—When any business site has been registered, the holder thereof shall post and maintain thereon a board not less than 9in. square, with the word "Registered," the name of the holder, and the date, number, and period of such registration legibly painted or written thereon.

189. *Withdrawal of Business Sites.*—It shall be at all times lawful for the Warden, by public notification, to withdraw such surveyed business sites from the operation of the above regulations as he may deem are not absolutely required for business purposes.

190. *Streets.*—A space of 99ft. shall at all times be left for a road or street between the frontages of business sites, and no person shall on any pretence whatever encroach upon any such road or street.

191. *Occupancy of Sites.*—To constitute sufficient occupation to hold a business site it shall be necessary either that the owner of a business license shall be actually residing thereon, or that such business or operations be carried on upon the site or in connection therewith as shall in the opinion of the Warden amount to *bonâ fide* beneficial occupation; and any site unoccupied for more than forty-eight hours, if it be not registered and protected, shall be deemed to be forfeited unless sufficient reason, such as sickness or other good cause, be proved to the satisfaction of the Warden.

## PART XXII.—MACHINE-SITES AND SPECIAL SITES.

192. *Machine-sites and Special Sites may be granted.*—It shall be lawful for the Warden, on application, to grant to holders of miners' rights or licensed holdings machine-sites and special sites not exceeding 5 acres in extent, for the erection of machinery, or for stacking or depositing

auriferous earth or quartz tailings, headings, or other substances, or as washing-sites, or for other special purposes.

193. *Marking and Application.*—Any person desiring to obtain a machine or special site shall mark out the same as a claim and apply to the Warden in the form of Schedule 30 to these regulations, or to the like effect.

194. *Restriction of Site.*—Machine-sites and special sites shall not, except under extraordinary circumstances, be granted for any land which is known to be auriferous or argentiferous, unless the same has been worked out and abandoned, nor for land which is in the line or direction of any workings, or which is, or may probably be, required for business purposes.

195. *Special Sites may be resumed by Warden.*—Every special site shall be held on the express condition that it may at any time be resumed, and the grant cancelled by the Warden, without compensation.

### PART XXIII.—ROADS AND TRAMWAYS.

196. *Right of Roadway.*—Every person holding a claim or otherwise occupying land under these regulations shall be entitled to a right-of-way whereby he may at all times obtain free ingress and egress thereto and therefrom. Every such person who shall construct a road or track over Crown lands to his claim or land shall be entitled to the free use of same until the ground is absolutely required for mining or public purposes; and any person may use the said road or track on paying a fair share of the expense of maintenance.

197. *Sludge and Water to be kept off Roads.*—No person shall allow any sludge or water to run or spread over any road, roadway, track, tramway, or crossing-place.

198. *Roadway along Banks of Rivers, &c.*—A width of two chains for the purposes of public roads and wharves shall be reserved by the Warden from occupation along the banks of all rivers, lakes, and other waters navigable for boats: Provided that it shall be in the power of the Warden to allow mining thereon, subject to such conditions as he may deem necessary.

199. *Protection to Roadways, &c.*—No person shall dig within a distance of 20ft. from any street or main road, or 5ft. from any other roadway, tramway, or track in common use, nor drive underneath or in any way interfere with such street, main road, roadway, track, or tramway, without first obtaining the authority of the person or body charged with the care or management of such street, main road, roadway, track, or tramway, or, if there be no such body or person, of the Warden.

200. *Notice to be given to Local Bodies for taking Water-race, &c., across a Road or Street.*—Before any license to construct a water-race, tail-race, sludge-channel, tunnel, or tramway over any street or road is granted, notice in writing shall be given to the local body having the care and management of such street or roadway, and the consent of such local body obtained, as provided for in "The Mining Act, 1891," before

such license or certificate is granted. In every case where a license is applied for a mining right to cross any roadway or street such crossing shall be clearly set forth in the application for same, and if not stated in such application it shall be a ground for cancellation of any license otherwise obtained.

201. *Mining on Streets and Roads.*—If any holder of a miner's right shall be desirous of mining, or of cutting, constructing, and using a water-race, tail-race, sludge-channel, tunnel, or tramway for mining purposes, upon or under any street, road, highway, or track in common use, and there be no corporation or body having the care and management of such street, road, highway, or track to whom application can be made as provided for in "The Mining Act, 1891," such application shall be made to the Warden, and the Warden shall make such order as shall in his opinion be necessary or desirable.

202. *Holes near Roads to be fenced.*—If any person shall sink a shaft or make any excavation within the distance of 20ft. from any street, main road, roadway, or track in common use, he shall properly protect such shaft or excavation by a sufficient fence or barricade, to the satisfaction of the Warden; and no person shall at any time remove or injure such fence or barricade; and, in case any person shall leave or abandon any such shaft or excavation, he shall properly fill up, or completely cover with logs not less than 6in. in diameter, or otherwise secure the same to the satisfaction of the Warden. If any hole, paddock, or shaft is left by any person on a street, roadway, or track in common use unfenced or improperly filled up or covered over, the Inspector, Mining Registrar, or any person in charge of such street, roadway, or track may sue and recover from such person in the Warden's Court any moneys expended in the erection of a fence, or in filling up or covering over such hole, paddock, or shaft.

203. *Road along Sea-beaches.*—Beach claims shall not interfere with any traffic along the beach, nor with the discharge of water, tailings, or other matters thereon: Provided that the Warden shall have power to prevent or regulate the discharge of such water, tailings, or other matters.

204. *Formation of Private Roads, Tramways, &c.*—When any person is desirous of forming a road, tramway, bridge, or crossing-place over or across any gully, creek, claim, or land occupied under these regulations, a notice to that effect, in the form contained in Schedule 24 hereto, shall be posted on the ground (in the case of a road or tramway, at the commencement and termination of such road or tramway), and outside the Warden's office, for seven days, after which period the Warden shall determine whether such road, tramway, bridge, or crossing-place is necessary, and if he shall agree to its formation he may prescribe such conditions as he may think fit, and he shall then fix, or cause to be fixed, the exact line or position thereof: Provided that no such road, tramway, or crossing-place shall be made over or through any claim or licensed holding without the consent of the claim-holder or licensee, unless compensation for damage or loss shall be first paid or tendered to the owner thereof. In the

event of the parties concerned not agreeing as to the amount of such compensation, the same shall be ascertained and determined in the manner prescribed for fixing the value of improvements by "The Mining Act, 1891." A sketch-plan, showing the position of such road, tramway, bridge, or crossing-place, shall be lodged with the application, but the Warden may require a proper survey and plan to be furnished before granting such application.

#### PROTECTION.

205. *Protection for Fourteen Days.*—The Warden may without prior notice grant protection to any claim, area, right, or privilege held under these regulations for a period not exceeding fourteen days, provided sufficient cause be shown; and such protection shall be given in writing in the form hereinafter prescribed, and a copy thereof shall be posted on the claim or the site of the right or privilege referred to: but any protection so given shall only be granted by the Warden sitting in Court at the place where the office is situate in which the certificate for such rights applied to be protected has been issued:—

#### FORM OF PROTECTION.

I HEREBY give notice that I have granted protection for [District and date.]  
 days to the claim [right or privilege] occupied by  
 and situate at \_\_\_\_\_, and held under [Particulars of  
 miner's right, &c.].  
 Warden.

206. *Protection for Extended Period.*—If any person be desirous of obtaining protection for any claim, area, right, or privilege held under these regulations for a longer period than fourteen days, he shall give notice in writing to the Warden. Such notice shall be in the form prescribed in the Schedule 29 hereto.

207. *Period for which Protection may be granted.*—The Warden may, on application as provided in the preceding section, grant protection for any claim, area, right, or privilege for any period not exceeding six months at any one time, and as provided by section 79 of "The Mining Act, 1891."

208. *Stacking Auriferous or Argentiferous Ores or Washdirt.*—The Warden may grant permission to any person wishing to retain possession of quartz, or other auriferous substances, to have the same protected for a period not exceeding four months, provided that such substance is properly stacked, and that a board, with the owner's name, address, and date of stacking legibly written or painted thereon, be posted close to such stack.

209. *Notice of Protection to be posted.*—When any claim is under protection for a longer period than fourteen days, the occupier thereof shall post and at all times maintain, on some conspicuous part of the said claim, a board not less than 9in. square, standing at least 4ft. above the ground, with the word "Protected," the name of the occupier, the number and date of his certificate, and the period for which protection is granted, painted or written legibly thereon.

210. *Protection of Huts.*—The holder of a miner's right may, without previous notice, register his hut or place of abode; and any hut or place of abode so registered shall be protected during the absence of the owner for such period as shall be named in the registration, not exceeding six months. If a hut which is unregistered, or the

registration of which has expired, remain unoccupied for one month any holder of a miner's right or licensed holding may take possession of and use the same without being liable to any action for trespass; and the person so taking possession of such hut shall pay compensation, to be decided by arbitration, for same to the original owner, if a demand is made in writing for same within two months from the date of occupation.

211. *Protection during Notice.*—When any notice has been given and posted in conformity with these regulations, the claim, area, right, or privilege to which such notice may refer shall be protected during the currency thereof, and until the application has been finally dealt with by the Warden: Provided that this section shall not apply to notices of application for protection.

212. *Renewal of Protection.*—Application for renewal of protection shall be made in the same manner as for the original protection.

213. *Protection while testing Quartz Lodes.*—In the case of any quartz claim containing not less than four men's ground it shall be lawful for the registered owners thereof to work, hold, and occupy the same, for three months from the day on which such claim was first occupied by them, with half the number of men otherwise under these regulations required to work, hold, and occupy the same; but, should the owners of any quartz claim desire to test the reef or lode with a less number of men than above provided, they must apply in writing to the Warden, in the form provided in Schedule 29 hereto, for protection, or to the like effect, stating the number of men proposed to be employed and the time for which protection is required: Provided that if such operations are not within view of the claim, a notice shall be conspicuously posted thereon where and upon what work the owners of the claim are employed.

214. *Protection during Operations.*—All claims, rights, and privileges, of whatsoever nature, lawfully held and enjoyed under these regulations shall be protected during the time that the owners or holders thereof shall be actually engaged in operations connected therewith; and, if such operations are not within view of the claim, a notice, as provided in regulation 209, shall be conspicuously posted on the claim, stating what work the holder or holders of the claim are engaged in.

215. *Protection during Holidays, &c.*—All claims, rights, and privileges shall be deemed to be protected while the holders thereof are attending elections of members of the House of Representatives or other public bodies, or attending any Court of justice, and also during the following periods—namely, from Good Friday to Easter Tuesday inclusive, on Her Majesty's birthday, from the 22nd December to the 5th January inclusive, and on any day proclaimed a public holiday.

216. *Lunacy, &c.*—No claim, right, or privilege, or share in any claim, right, or privilege, shall be deemed to be forfeited or abandoned in consequence of the death, lunacy, or bankruptcy of any person, but every such claim, right, privilege, or share shall be protected for the benefit of his heirs, executors, trustees, creditors, or representatives, as the case may be: Provided that in the

case of a share in any claim a proportionate part of the expenses incurred in working such claim shall be paid out of the proceeds thereof.

#### PART XXIV.—FORFEITURE AND ABANDONMENT.

217. *Surplus Ground to be forfeited.*—If any person shall occupy a larger area of ground than that to which he is entitled under these regulations, he shall forfeit the surplus, measured from any two corner pegs of the original claim or area at the option of the party claiming the surplus, unless in any special case such good cause shall be shown as shall in the opinion of the Warden entitle the occupier to the choice of ground: Provided that, if any shaft, face, or works shall come within the area of the surplus ground so forfeited, the party claiming the ground shall pay such compensation to the original holder as the Court may award.

218. *Non-compliance with Conditions.*—In every case in which under these regulations it shall be made a condition of the granting or occupation of any claim, area, right, or privilege that the land shall be fenced, or any other matter or thing be done thereon or in connection therewith by the holder, it shall be lawful for the Warden, upon the complaint of any person, and upon proof that the condition has not been complied with, to decree a forfeiture of such claim, area, right, or privilege, or any portion thereof, and to cancel or vary the license or certificate for the same (if any).

219. *Abandonment of Unregistered Rights.*—Any unregistered claim, site, right, or privilege held under "The Mining Act, 1891," and these regulations, and for the forfeiture of which no other provision shall have been made, shall be deemed to be abandoned, and shall be liable to forfeiture, if entirely unused, unoccupied, or neglected for the space of forty-eight hours, unless protected within the meaning of these regulations.

220. Any registered claim, site, right, or privilege held under "The Mining Act, 1891," and these regulations, and for the forfeiture of which no provision shall have been made, shall be deemed to be abandoned, and shall be liable to forfeiture, if entirely unused, unoccupied, or neglected for a space of one calendar month, unless protected within the meaning of these regulations, and the certificate and license for the same (if any) may be cancelled.

221. *Sickness, Unavoidable Absence, and Failure of Water, &c.*—No claim, site, area, right, or privilege shall be forfeited for any neglect the consequence merely of the sickness or unavoidable absence of any person, nor of failure of water, or other natural contingency.

222. *Certificate or License may be cancelled.*—If any certificate or license shall have been obtained by misrepresentation, or if any of the prescribed conditions have not been duly complied with, the Warden may, upon proof thereof, cancel such certificate or license, or make such other order therein as may appear to be just and equitable.

223. *Certificate or License, how cancelled.*—Whenever in these regulations it is provided that

a certificate or license shall or may be "cancelled," a memorandum of such cancellation in the Registration Book shall, if signed by the Warden or Registrar, be *prima facie* evidence that such certificate or license has been legally cancelled.

224. *Removal of Plant in case of Forfeiture.*—All provisions of these regulations relating to forfeiture and abandonment, or removal, notwithstanding, no person shall be entitled to take possession of any claim or area in or upon which valuable plant may be placed or laid down, without first obtaining the written sanction of the Warden, and in such case the owner shall be allowed time to remove his property, as provided by section 142 of "The Mining Act, 1891."

#### PART XXV.—SURVEY.

225. *Survey may be required.*—At, or at any time prior to, the hearing of any application or objection, it shall be competent for the Warden to order that a survey be made, and in such case the hearing of the application shall be adjourned to such time and place as may be convenient.

226. *Cost of Survey.*—In any case wherein survey may be demanded by either the applicant or objector, there shall be first deposited with the Receiver of Gold Revenue the cost of such survey; and the Warden on hearing the case shall order at whose expense such survey shall have been made, and such order shall have the same effect as a judgment of the Warden's Court, and be enforced in like manner.

The fees chargeable for surveys of any land within a mining district shall be in accordance with scale of fees set forth in Schedule 41 hereto; but, if such fees are not sufficient to cover the cost of survey, a further sum will have to be paid, as provided in clause 6 of these regulations.

227. It shall be competent for any authorised surveyor to have his name registered as a surveyor in a register to be kept in the Warden's office for that purpose, and such surveyor may apply in writing to the Warden to be so registered. Prior to authorising such registration, the Warden shall submit such application to the District Surveyor, or, where there is no District Surveyor, then to the Chief Surveyor of the land district; and such District Surveyor or Chief Surveyor may advise the Warden thereon.

228. In cases where any survey is required under the Act or regulations, or which may be ordered by the Warden, the District Surveyor, or, where there is no such officer, the Chief Surveyor of the land district, shall make or cause to be made a survey and plan of, and report on, the licensed holding, special claim, claim, site, area, or right applied for. If, however, in the opinion of the Warden such District Surveyor or Chief Surveyor is unable to make such survey and report or cause the same to be made by any surveyor in the employ of the Government within the time required, and so that the Warden may deal with the application for such licensed holding, special claim, claim, site, area, or right at the time fixed for the hearing of the same, it shall be competent for the Warden to appoint any authorised surveyor, so registered as aforesaid, to make



the survey and report: Provided that in any such case the plan and report, in duplicate, shall be first submitted to the District Surveyor or Chief Surveyor as the case may be, and the Warden shall not deal with any application unless the said plan and report are certified to as correct by the District Surveyor or Chief Surveyor.

## PART XXVI.—MISCELLANEOUS.

229. *Interference prohibited.*—No person shall under any pretence whatever damage, destroy, or otherwise interfere with any race, tail-race, dam, sludge-channel or drain, machine, or other appliance connected therewith, nor with any claim or area, unless the same has been abandoned, or the sanction of the owners thereof or the authority of the Warden shall first have been obtained in writing.

230. *Depositing Earth or Tailings on Claims.*—No person shall deposit, or cause to be deposited, upon any claim or site other than his own any earth, stones, gravel, *débris*, tailings, or any other substance: And any person taking up a claim or area where tailings, earth, stones, gravel, and *débris* are being discharged shall make provision to carry such tailings through or by his claim or area in such manner as shall not impede the discharge thereof.

231. *Disposal of Tailings.*—In all creeks or watercourses used for general washing-sites, the following regulations shall be observed:—

(a.) No box shall be placed in the centre of a creek so as to impede the natural flow of water.

(b.) All flood-gates shall be left open for one day in each week, at the convenience of the majority of the parties washing in the creek, for running off tailings.

(c.) The Warden may order, if it be required, that all parties assist in making and keeping clear a good flood-channel in the centre of the creek or other convenient course, to be used by all parties for running down tailings, and such channel shall be properly secured.

(d.) The right to any tailings discharged into any creek or watercourse, or deposited outside the limits of any registered tailings-site, shall be deemed to have been abandoned, and such tailings may be taken up and worked as claims under these regulations by any holder of a miner's right.

232. *Causing Claims to be flooded.*—No person shall back the water of any creek, river, race, or watercourse upon any claim or area, or otherwise cause any claim or area to be flooded, either wilfully or by neglect.

233. *Obstructions to Watercourses.*—No person shall deposit any earth, stones, tailings, or other substance in the bed of any watercourse so as to obstruct the flow of water therein to the injury of any person.

234. *Interference with Pegs and Notices.*—No person shall alter the position of any trench, or remove any peg, cairn, or other mark from any claim or area in the occupation of any other person, nor deface, destroy, or remove any notice posted in accordance with these regulations, nor interfere with any mark or boundary.

235. *Discovery of Auriferous Deposits.*—When any auriferous deposits are traced to the boundaries of any land occupied for residence sites,

business sites, machine sites, or special sites, the Warden may, upon satisfactory proof, authorise the applicant, or any other person, by writing under his hand, to enter thereupon, and, at such times and in such manner as he may appoint, to search the land so occupied for a continuation of the said auriferous deposit.

236. *Auriferous Sites may be worked.*—If any residence site, business site, machine site, or special site shall be proved to be auriferous, the Warden may, upon application, order the whole, or such part as shall have been proved to be auriferous, to be given up for mining purposes to such person as shall have applied for the said ground.

237. *Compensation to be paid.*—In all cases compensation for actual damage or loss shall, if the parties cannot agree, be settled by arbitration, as prescribed by these regulations, and shall be payable to the occupier of any site by the person desirous of mining thereon, prior to his taking possession thereof.

238. *Conditions of Working.*—Whenever any residence site, business site, machine site, or special site shall be given up, in whole or in part, upon compensation or otherwise, the Warden may make such orders relative to the mode of working the ground, the restoration of the soil, and other conditions as he may deem necessary or desirable.

239. *Resumption of Mining Privileges.*—Every claim, right, or privilege held, taken, or granted under these regulations shall be subject to the condition that it may be resumed by Her Majesty the Queen, on payment of compensation, where not otherwise provided, to the holders thereof, to be fixed by arbitration as provided in "The Mining Act, 1891."

240. *Permission to enter Claims.*—The Warden shall have power to authorise in writing the entry of any surveyor, Assessor, Inspector, or any other person into and upon any claim, licensed holding, or site for the purpose of measuring the depth of any shaft, or the dip, direction, inclination, or length of any tunnel or drive, or for any other purpose.

241. *Warden to be Judge of Objections.*—The Warden shall in all cases be the sole judge (subject to any right of appeal given by "The Mining Act, 1891") of the validity of objections to the granting of any claim, right, or privilege, or to the issue of any license or certificate of registration, and also of what is a "reasonable time" for the performance of any work when no fixed period is provided by these regulations.

242. *Ownership of Trees upon Claims.*—All trees situated upon any claim or area taken up for mining purposes shall be the property of the owners of such claim or area during the time they are in legal possession of the ground on which such trees are situated.

243. *Felling Trees across Roads or Claims.*—Any person who may fell or cause to be felled any tree across or upon any road, footpath, crossing-place, claim, site, water-race, or other mining property, or to the prejudice of any right or privilege, shall cause the same to be removed within twelve hours after the felling of such tree.

244.  *HOLDERS OF CLAIMS ENTITLED TO ALL DISCOVERIES WITHIN THE BOUNDARIES.*—The holder of any mining claim shall be entitled to the benefit of all gold

discoveries and workings within the boundaries of such claim.

245. *Removal of Props or Timber.*—No person shall remove any props or timber the removal of which may endanger the working of other claims, or any existing rights.

246. *Ground to be secured.*—The Inspector may, whenever he may deem it necessary for the public good, make such order as may be required for the proper securing or safe working of any claim, or order the suspension of work in any claim until it can be worked without danger to others.

247. *Warden's Order to be in Writing.*—Whenever in these regulations it is said that the Warden may or shall order anything to be done or omitted to be done, such order shall be in writing, and shall be served upon the person to whom it is directed, either personally, or, if he cannot conveniently be found, by leaving it for him at his last or usual place of abode, or, in the case of copartners, at the claim, station, or other place of business of the firm, or, in the case of a registered company, at the registered office of the company.

248. *Neglect of Warden's Orders.*—No person shall neglect or refuse to comply with any written notice or order of the Warden duly served and in conformity with the Act and these regulations, and any person neglecting or refusing to comply with any such notice or order shall be guilty of a breach of these regulations.

249. *Existing Rights preserved.*—Nothing herein contained shall be taken to affect any existing rights or privileges.

250. *Working Ground occupied for Races, &c. — Compensation.*—Any person desirous of working the ground which is occupied by any race or tunnel, or portion of a race or tunnel, or which is occupied and held under these regulations for any dam, reservoir, puddling-machine, machine site, special site, residence site, business site, tent-ground, or other purposes, shall apply in writing to the Warden, who may permit such person to enter upon and work the said ground: Provided that compensation shall first be paid to the holder or occupier, and the amount of such compensation may be settled by the Warden, or, in the case of a race or tunnel, by first providing an equally good race or tunnel for the use of the occupier; but it shall be optional with the person working the ground either to construct a new race or tunnel or to pay the amount of compensation adjudged, and, if he elect to construct a new race or tunnel, the same shall be subject to the approval of the Warden. Any person dissatisfied with the Warden's decision, either as to amount of compensation or as to the construction of a new race or tunnel, shall have the right to appeal as provided in section 286 of "The Mining Act, 1891."

## PART XXVII.—REGISTRATION.

251. *Application for Registration.*—Any person desirous of registering any claim, right, or privilege shall, after conforming to the provisions of "The Mining Act, 1891," as to notices and otherwise, and after such claim, right, or privilege shall have been granted by the Warden, register the same within thirty days from the date of granting, and obtain from the Mining Registrar

a license or certificate for the same, and such license or certificate shall be *prima facie* evidence of such registration, without production of the registers or proof of the Registrar's signature.

252. If on the presentation of any document purporting to be a transfer or assignment of, or memorial of encumbrance or lien upon, any claim, license, or interest, it shall be found on reference to the register that such claim, license, or interest has been already transferred, it shall nevertheless be the duty of the Mining Registrar to receive the document so presented, and to register the same, provided that a notification of the prior registration be indorsed on the memorandum given to the person presenting the document, but such document need not necessarily be a deed under seal.

253. Any person desirous of registering the transfer or assignment of any licensed holding, special claim, claim, area, site, or right or interest therein, shall present to the Mining Registrar the document required to be registered, together with a memorial as set forth in Schedule 38: Provided that, in cases where the transfer is to a married woman and confers any partnership interest, the Registrar shall cause the transferee to produce the authority required under section 26 of "The Married Women's Property Act, 1884."

254. Every assignment which is hereby authorised to be registered shall be registered in form of Schedule 38 hereto, or to the like effect, within thirty days after execution, and if not registered within such period shall, so far as regards any claim or authorised holding to be affected thereby, be void as against any person claiming under any subsequent assignment duly registered after the expiry of the said thirty days.

255. Every license of a water-right, machine, business, special, or residence site, and every certificate for any authorised holding, claim, right, or privilege under these rules and regulations, shall, before delivery to the person entitled thereto, be entered in a book or books to be kept by the Mining Registrar for that purpose.

256. *Abandonment.*—The owner of any claim, right, title, interest, or privilege, not being a licensed holding or special claim, which shall have been previously registered, shall, within seven days after abandonment or relinquishment of the same, give notice in writing thereof to the Mining Registrar, who shall thereupon cancel such certificate, and any ground held under such certificate shall thereafter be open to occupation without any suit or proceeding in the Warden's Court.

257. *Forfeiture and Surrender.*—It shall be lawful for the Mining Registrar, upon any claim, or machine, residence, or business site, or other authorised holding, being declared forfeited by the Warden, or upon the written surrender by the registered owner of any claim or other authorised holding, or of any interest therein, of his claim, holding, or interest, to make an entry in the register of such forfeiture or surrender, which shall be signed by the Warden, and the Mining Registrar shall then close the register against all future entries in respect of such claim, holding, or interest.

258. *Encumbrances.*—A memorial of any encumbrance or lien upon any claim, right, title, or interest, or any share or interest therein, in

the form in Schedule 39 hereto annexed, may be registered against such claim, right, title, or interest, an attested copy of the instrument creating such encumbrance being at the same time deposited with the Registrar; and any transfer or assignment of such claim, right, title, or interest, or share or interest therein, shall be subject to such encumbrance or lien until a discharge thereof, in the form in Schedule 40 hereto annexed, shall have been duly registered.

259. *Discharge of Encumbrance.*—On the presentation of any document signed by the mortgagee, duly witnessed, and purporting to acknowledge the full payment of any encumbrance or lien, it shall be the duty of the Mining Registrar, on his being satisfied as to the *bona fides* of such application, to receive and register the same, and to issue a discharge in the form of Schedule 40 hereto, and he shall note the fact of such discharge in the register wherever the original encumbrance or lien has been entered or noted.

260. *Notices.*—Every notice required to be given to the owner of any claim, share, or interest therein shall be deemed to be duly given by being either served personally, or, if it be shown to the Warden that personal service cannot be conveniently effected, then by posting such notice on the claim or ground, or otherwise as the Warden directs.

#### PART XXVIII.—LICENSE TO CUT TIMBER.

261. *Permission to cut Timber.*—Any hand-sawyer, splitter, or wood-cutter desiring to cut timber for sale for *bona fide* mining purposes, or for any purpose incidental or conducive thereto, shall make application to the Warden for permission in the form in Schedule 42 hereto, and a copy of such application shall be posted for seven days outside the Warden's office. If no valid objection be made, the Warden may grant a certificate, in the form in Schedule 43 hereto, on payment of a fee of not less than £3 sterling for a license which shall be in force for six months, or £5 for a license which shall be in force for twelve months from the date thereof, and shall entitle the holder, subject to such conditions as the Warden may think fit to impose, to cut any timber (except kauri or reserved trees) on any Crown land within a mining district mentioned in the application notice: Provided that every person holding any such certificate to cut timber shall be the holder of a miner's right; but no such certificate shall entitle the holder thereof to cut timber on land within any proclaimed forest reserve; and, in the Land Districts of Westland and Nelson, such certificate shall only entitle the holder thereof to cut timber on lands which have been proclaimed mining reserves under the provisions of the contract with the New Zealand Midland Railway Company (Limited), dated the 3rd August, 1888.

262. *Hand-sawyers', Splitters', and Wood-cutters' Certificates.*—Every person being the holder of a hand-sawyer's, splitter's, or wood-cutter's certificate shall be entitled to an area of not exceeding five acres, and shall have the right to construct saw-pits.

#### *Saw-mill Timber Applications.*

263. Any person, being the owner or lessee of any saw-mill and saw-mill plant, or desirous of cutting timber for sale for *bona fide* mining purposes, or any purpose incidental or conducive thereto, or for sale to such saw-mill owner or lessee, shall make application to the Warden for permission, in the form in Schedule 42 hereto, and a copy of such application shall be posted for seven days outside the Warden's office. If no valid objection be made, the Warden may grant a certificate in the form in Schedule 43 hereto, on payment of a fee of five shillings for a certificate which shall be in force for six months, or ten shillings for a certificate which shall be in force for twelve months from the date thereof, and such license shall entitle the holder thereof to cut timber on the mining reserves hereinafter mentioned, subject to payment of the following royalties: Kauri, totara, matai, silver-pine, and kawaka, 6d. per 100 superficial feet; all other timber, 3d. per 100 feet; and timber cut into blocks for paving sluices, 2d. per 100 superficial feet: Provided that no such certificate shall entitle the holder thereof to cut timber on land within any proclaimed forest reserve; and, in the Land Districts of Westland and Nelson, such certificate shall only entitle the holder thereof to cut timber on lands which have been proclaimed mining reserves under the provisions of the contract with the New Zealand Midland Railway Company (Limited), dated the 3rd August, 1888.

264. Every applicant for a certificate shall state whether he desires to cut timber for saw-milling or for other purposes.

265. Any person cutting timber outside his boundary-line shall be guilty of a breach of these regulations, and shall pay a royalty of 6d. per 100 superficial feet in respect of the timber so cut.

266. Every holder of a certificate shall point out the extent of his cutting when required so to do by the Warden or any person appointed in writing by him.

267. *Saw-mill Timber Certificates.*—The holder of any saw-mill timber certificate shall be entitled to an area not exceeding 200 acres for his own exclusive use. Such holder shall, unless he be the owner of a fully-equipped saw-mill plant at the time he applies for a certificate, within twelve months of the date of his certificate provide and fit up, either upon his saw-mill area or on some other site approved of or granted by the Warden or Commissioner of Crown Lands, a substantial and fully-equipped saw-mill plant, including all the necessary buildings thereto appertaining, which saw-mill plant must be kept in continuous working operation, unless valid and satisfactory reasons can be given to the Warden for any temporary stoppage. Should at any time the mill be closed for a longer time than the Warden thinks necessary or reasonable, it will be competent for him to give the holder of such certificate one month's notice in writing, and, should the said holder fail or neglect to resume and continue the *bona fide* working of the mill, the Warden shall declare the certificate forfeited, and may immediately reoffer for license the saw-mill area. The holder of such certificate may, within three months from the date of forfeiture, however, remove any building or machinery he may have

erected. Whenever the holder of a saw-mill timber certificate applies for another saw-mill area alongside the area previously held by him, such last-mentioned area will be deemed to be worked out, and the land and remaining timber, if any, will immediately and absolutely revert to the Government.

268. *Marking out Saw-mill Area.*—The applicant for any saw-mill certificate shall, previous to lodging his application, mark out the land applied for by blazing the front- and side-lines, and by placing pegs at each corner angle of such land, such pegs to stand at least 2ft. above the surface of the ground, and to be at least 4in. in diameter; and the Warden may, previous to finally dealing with such application, direct a survey of the land to be made at the expense of the applicant, and may order such applicant to deposit a sufficient sum to cover the expenses of survey before the same be made.

269. *Rights of Owner of Claim.*—The owner of any claim shall be entitled to cut and use for mining purposes all timber (other than kauri) growing upon the said claim, and shall be entitled to cut for his own mining purposes any timber (other than kauri) growing on unoccupied ground.

270. *Kauri Timber to be paid for.*—Any person requiring kauri timber must apply to the Warden, who may give permission to cut the same on payment to the Receiver of Revenue of a royalty not exceeding 6d. per 100 superficial feet contained in such tree, but in no case shall the amount be less than £1 5s. sterling for each tree.

271. Where it is necessary to grant to the holder of any certificate or other person authorised to cut and remove timber, bark, or wood for fuel from any forest, any right or rights of way through any part of the same, the Warden may grant such right or rights and may impose such conditions in each case as may be deemed necessary. But no such right shall exist for any period beyond the term specified in the original license or authority.

272. When required by the Warden any person holding a certificate to fell timber shall use a brand, and shall register the same in the office of the said Warden, and no two persons shall use the same brand.

273. Any person marking any timber with any brand not belonging to him, or branding any timber belonging to any other person with any brand other than the brand of the owner thereof, shall be guilty of a breach of these regulations; but the payment of any penalty shall not debar the person aggrieved from recovering the amount of any damage he may have sustained by the action of the delinquent.

274. Any person lighting any fire within a forest, and intentionally or negligently allowing the same to spread, shall be guilty of a breach of these regulations; but the payment of any penalty shall not prevent the recovery from the wrongdoer of the value of any damage which may be done by such fire.

275. Any person who shall permit any fire lighted by him outside the boundaries of any forest to spread into or cause injuries to such forest shall be guilty of a breach of these regulations; but the payment of any penalty shall not prevent the recovery from the wrongdoer of the

value of any damage which may be done by such fire.

276. Any person who shall unlawfully injure or destroy any timber or other tree or shrub within the limits of any forest shall be guilty of a breach of these regulations.

277. Any person who may be found felling or cutting timber for sale without being the holder of a certificate, within the boundaries of any forest, shall be guilty of a breach of these regulations: Provided this shall not apply to any holder of a miner's right who may be found cutting timber for his own domestic use or for mining purposes in connection with the claim held by him personally or conjointly with other partners, or in which he is working as wages man.

278. Royalty on all timber shall be paid at the rates hereinbefore specified; and every holder of a certificate shall keep a book or books in which shall be entered a true and accurate account of all timber felled, cut, or disposed of, and such book shall be open for the inspection of the Warden or Inspector, or such person as the Warden may otherwise appoint to inspect the same; and such holder of a certificate shall furnish the Warden and Inspector with a true and accurate statement of the quantity of timber so felled, cut, or disposed of every three months, such statement to be furnished in the months of January, April, July, October in each year, for the three months immediately previous. All royalty and license fees shall be paid to the Receiver of Gold Revenue.

---

## PART XXIX.—INSPECTION OF MACHINERY.

279. The Inspector shall from time to time, or when he may deem it necessary, inspect any mine or mining machinery, and may issue such orders for the safe working of such mine or machinery as he may deem advisable; and the owner of such mine or machinery shall see that such orders are strictly complied with.

---

## PART XXX.—GRANTING CERTIFICATES OF MINE-MANAGERS.

### MINE-MANAGER.

280. The Chairman of the Board of Examiners appointed by the Governor shall preside at all meetings of the Board; but in the absence of the Chairman the Board may appoint any one of their number to act as Chairman during such absence: and the said Board, at all meetings of which four shall form a quorum, may transact any business in connection with the examinations and granting of certificates to mine-managers and engine-drivers, and shall examine, or cause to be examined, any applicant for certificate of mine-manager or engine-driver on the subjects hereinafter specified.

281. The said Board may appoint supervisors from time to time to conduct such examinations, and shall grant certificates, in the forms set forth in Schedules 45, 46, and 47 hereto annexed, to such persons as shall have passed the prescribed examination, and shall have produced certificates of character which shall be satisfactory to the Board.

282. Every application to pass an examination with the view of obtaining a certificate as a mine-manager or as an engine-driver shall be made in writing under the hand of the applicant to the Secretary of the Board of Examiners, Mines Department, Wellington, accompanied by a fee of £1 sterling, together with a certificate that the applicant is not less than twenty-one years of age, and that he has been employed for a period of not less than three years in underground workings connected with mining.

283. The Board of Examiners may grant mine-managers' or engine-drivers' certificates, in the forms set forth in Schedules 48, 49, 50, and 51, to any persons of good repute who have complied with the provisions of sections 316 and 317 of "The Mining Act, 1891," if they are fully satisfied that such persons are entitled to receive a mine-manager's certificate or engine-driver's certificate, as the case may be.

284. Every application for a certificate of a mine-manager or engine-driver under sections 316 and 317 of the said Act shall be made in writing to the Secretary of the Board of Examiners, Mines Department, Wellington, accompanied with a fee of 10s., together with the necessary certificates as required by the sections of the said Act herein referred to.

285. Each member of the Board of Examiners who is not otherwise employed in any department of the Public Service shall receive by way of allowance the sum of £1 1s. sterling for each and every day he is absent from his abode in attendance at a meeting of the Board of Examiners. Each member shall also be repaid any moneys expended in railway- and steamboat-fares and actual hotel expenses for board and lodging while so absent as aforesaid: Provided that due diligence is exercised in travelling.

#### *First-class Certificates for Mine-managers.*

286. The subjects for examination shall be as follows:—

- (a.) The laying-out and construction of shafts, chambers, main drives or levels, uprisings, and stopes.
- (b.) On the timbering of shafts, adits, main drives or levels, passes, stopes, and generally on the systems of timbering mines and also in filling up old workings.
- (c.) The drainage of mines and pumping appliances.
- (d.) The haulage in shafts and on underground planes; also on the strength of hauling ropes and chains.
- (e.) On the ventilation of mines.
- (f.) Tapping water in mines, and the mode of constructing dams in underground workings to keep the water back.
- (g.) On blasting, and the use of explosives.
- (h.) The effect that faults, slides, and mullock-bars have on lodes, and how to ascertain the direction of slides and heavals.

- (i.) A knowledge of underground surveying, and of making plans of the underground workings, showing the dip or inclination and strike of the reefs or lodes.
- (j.) A knowledge of the different rocks where gold, silver, tin, copper, zinc, lead, and antimony are found, and on the formation of lodes and leads.
- (k.) A knowledge of arithmetic and the method of keeping accounts.
- (l.) A knowledge of Part VI. of "The Mining Act, 1891."

#### *Second-class Certificates for Mine-managers.*

287. The subjects for examination shall be as follows:—

- (a.) The laying-out and construction of shafts, chambers, main drives or levels, adits, uprisings, and stopes.
- (b.) On the timbering of shafts, adits, main drives, or levels, passes, stopes, and generally on the systems of timbering mines, and also in filling up old workings.
- (c.) On the ventilation of mines.
- (d.) Tapping water in mines.
- (e.) On blasting, and the use of explosives.
- (f.) A knowledge of arithmetic and the method of keeping accounts.
- (g.) A knowledge of Part VI. of "The Mining Act, 1891."

#### ENGINE-DRIVERS' CERTIFICATES.

288. The subjects for examination shall be as follows:—

- (a.) On the different classes of steam-engines used in winding, and also all the internal and moving parts thereof.
- (b.) On the different appliances and indicators used to show the position of cage in shaft, or truck on plane, in which persons are conveyed; also the meaning of the different signals used in mines.
- (c.) On the different kinds of boilers used for winding-engines and their connections, and the effect of impurities in water used in such boilers, and the different remedies adopted to keep the boilers clean.
- (d.) On the different appliances used for winding with hydraulic machinery, and the methods adopted for letting on and shutting off the water.
- (e.) On the power of steam-engines and hydraulic machinery.

289. Every mine-manager's certificate shall set forth whether it has been granted for a quartz mine or for an alluvial mine. But the Board of Examiners may grant a mine-manager's certificate with the words "quartz mine or alluvial mine" inserted therein, if the applicant for such certificate shall produce certificates from previous employers that he has been employed in each of the said mines for the period prescribed in sections 314 and 317 of the said Act.

**PART XXXI.—ISSUE OF MINERS' RIGHTS AND BUSINESS LICENSES BY POSTMASTERS.**

290. Miners' rights and business licenses may be issued at post-offices appointed by the Governor as places at which payment may be made and licenses issued, and such payments shall be deemed as valid as if made to a Receiver of Gold Revenue.

291. Receipts arising from the sale of miners' rights and business licenses must be entered in the post-office cash-book, and treated as part of the balance due on Post Office Account to be remitted by Sub-Postmasters to Chief Postmasters, and by Chief Postmasters to credit of the Post Office Account, and then to be paid to the Colonial Treasurer as goldfields revenue.

292. Each Postmaster must enter every payment on a statement-form headed "Receipts under 'Mining Act, 1891.'" The name of the person to whom a miner's right or business license is issued, together with his address, and the number and description of the miner's right or business license so issued, must be entered in the body of the form. A copy of each statement, containing the foregoing particulars, must be immediately transmitted by the Postmaster who prepares the same to the nearest Receiver of Gold Revenue.

**PART XXXII.—PROSPECTING OUTSIDE MINING DISTRICTS.**

293. Every person desirous of obtaining a prospecting license to search and prospect for gold, silver, or any metal or mineral upon any Crown lands outside mining districts shall apply for such license to the Governor, by delivering to the Commissioner of Crown Lands of the district in which the land is situated an application containing the name of the locality, with boundaries within which he desires to prospect.

The fee (payable on application) for every prospecting license shall be £1.

The license shall be for any term not exceeding twelve months.

294. Subject as aforesaid, and subject to the provisions of sections 90 to 93, inclusive, of "The Mining Act, 1891," the provisions of the foregoing regulations numbered 2 to 26, both inclusive, for licensed holdings, and regulations numbered 32 to 55, both inclusive, for mineral licenses, shall, *mutatis mutandis*, apply to applications for prospecting licenses under this Part of these Regulations; and throughout such Regulations the term "Warden" shall mean the Commissioner of Crown Lands, and "Receiver of Gold Revenue" shall mean Receiver of Land Revenue.

295. The forms of license and of lease to be issued under this Part of these Regulations shall be those set forth respectively in Schedules 18 and 18A hereto.

**SCHEDULES.**

**SCHEDULE 1 (REG. NOS. 5 AND 7).**

APPLICATION FOR LICENSED HOLDING OR SPECIAL CLAIM, To the Warden at

hereby apply for a licensed holding [or special claim] for gold-mining purposes under the provisions of "The Mining Act, 1891," of the lands hereinafter described, which have been duly marked in accordance with the Mining Regulations.

[Signature of applicant.]

Name and Address in full of Applicant.	Style under which it is intended to conduct the Business.	Locality where the Land applied for is situated.	Extent of Land applied for.	Amount of Capital proposed to be invested.	Proposed Mode of working the Land.	Term for which License is required.	General Remarks.

Dated at , the day of , 18 .

The above application and any objections will be heard at the Warden's office at , on , 18 .

Any person desiring to object to [the issue of a license for the land or to the grant of the special claim applied for] must, within clear days from the date of such application, enter his objections at the Warden's office at [Signature of Warden or Clerk.]

**SCHEDULE 2 (REG. 12).**

SURVEYOR'S NOTICE OF MARKING-OUT OF LICENSED HOLDING OR SPECIAL CLAIM.

To all persons whom it may concern.

I hereby give notice that , residing at , did, on the day of , apply to the Warden at for a licensed holding [or special claim] for gold-mining purposes of acres [or yards] of land, which I have this day marked out, and that any person desiring to object to the issue of such license [or to the granting of such special claim] must, on or before the day of , 18 , enter his objection at the office of the said Warden. And I further give notice that the said land is exempted from occupation for any purpose whatsoever until the application of the aforesaid shall have been finally dealt with.

Dated at , the day of , 18 .

[Signature of Surveyor.]

**SCHEDULE 3 (REG. 25, SUBSEC. F).**

DECLARATION AS TO LABOUR AND CAPITAL EMPLOYED.

To the Warden at In the matter of [the license or special-claim grant] for the occupation of lands situated at , being [license or special-claim grant No. ], and of the employment of labour and capital thereon, I [name in full, occupation, and address], being one of the [licensees or special-claim grantees] in the above-mentioned [license or special-claim grant], do hereby solemnly and sincerely declare,—

1. That the average number of men employed on the ground held under [license or special-claim grant] and in connection therewith, from the day of to the of , has been

2. That the amount of capital expended to date in and upon and in connection with the said ground is £ .

Signature:

Declared before me at the day of , 18 .

Warden [or J.P.].

**SCHEDULE 4 (REG. 24).**

APPLICATION FOR FORFEITURE OF LICENSE OR GRANT FOR SPECIAL CLAIM.

To the Warden at I [or We] hereby make application for the forfeiture of [the license or special-claim grant] for gold-mining purposes No. , originally granted to , and now held by , upon the following grounds:— [Here state grounds specifically.]

Dated at , the day of , 18 .

[Signatures.]

No. and date of miner's right.



SCHEDULE 5 (REG. 24).

NOTICE TO LICENSEE OR SPECIAL-CLAIM HOLDER.  
 THE above application will be heard at \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 18\_\_\_\_, at the hour of \_\_\_\_\_, and you are hereby required then and there to appear in answer thereto, and to produce the [license or grant for the special claim] above referred to.

Dated at \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 18\_\_\_\_. Warden.

SCHEDULE 6 (REG. 35).

NOTICE OF APPLICATION FOR A MINERAL LICENSE.  
 I [or We], the undersigned, hereby give notice that, after the lapse of \_\_\_\_\_ days from the date hereof, I [or we] will leave with the Warden at \_\_\_\_\_ an application for a mineral license, the particulars whereof are hereunder set forth:—

Name in full of applicant or applicants, and style under which it is intended that the business shall be carried on:

Full address of each applicant:  
 Extent of ground applied for:  
 Minimum number of men to be employed when commencing operations, also subsequently, when in full work:  
 For the first \_\_\_\_\_ months, \_\_\_\_\_ men.  
 Subsequently, when in full work, \_\_\_\_\_ men.  
 Amount of money proposed to be invested, £ \_\_\_\_\_ s. d., and in what manner the land is to be worked:

Precise locality:  
 Term for which license is required:  
 Time of commencing operations:  
 Whether the boundaries of the land applied for will include any river, creek, or permanent water-spring, or artificial reservoir:  
 General remarks:

Signature of applicants:  
 Nos. of miners' rights:  
 Date and place of application

SCHEDULE 7 (REG. 38).

APPLICATION FOR A MINERAL LICENSE.

To the Warden at \_\_\_\_\_, I, \_\_\_\_\_, hereby apply for a license of that part of the Crown lands hereunder mentioned, for the purpose of mining for the mineral [or metal] hereunder specified, and I declare that I have duly deposited the sum of \_\_\_\_\_ pounds, as required by the regulations relating to mineral licenses under "The Mining Act, 1891," as appears by the receipt left with you herewith; and I agree, if my application be investigated, that such sum shall in all respects be held by you subject to such regulations.

Dated at \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 18\_\_\_\_. Signature of applicant:

No. of miner's right:

Name of each Applicant and Address, and Style under which it is intended that the Business shall be carried on.	Extent of Ground applied for.	Whether Ground applied for on or below, or both on and below, the Surface, and how much in each Case.	(1) Name of Mineral or Metal proposed to be worked; and (2) Minimum Number of Men to be employed.	Amount of Money proposed to be invested, and in what Manner Land is to be worked.	(1) Precise Locality. (2) Term for which License is required. And (3) Time of commencing Operations.	General Remarks.
	Acres.	(1)		£ s. d.	(1)	
		(2) For the first _____ months, _____ men.			(2)	
		(3) Subsequently, when in full work, _____ men.			(3)	

SCHEDULE 8 (REG. 38).

CERTIFICATE OF RECEIPT OF APPLICATION FOR MINERAL LICENSE.

No. \_\_\_\_\_ (as entered in book).  
 I HEREBY certify that \_\_\_\_\_ ha \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 18\_\_\_\_, at the hour of \_\_\_\_\_ o'clock, delivered to me an application for a mineral license of the land described in such application, and ha \_\_\_\_\_ left with me a receipt for the sum of \_\_\_\_\_ pounds, as required by the Regulations relating to mineral licenses; and that the above number expresses the order of priority of application in respect of such land.

(Signed) \_\_\_\_\_ Warden.  
 Place: \_\_\_\_\_  
 Date: \_\_\_\_\_, 18\_\_\_\_.

SCHEDULE 9 (REGS. 40 AND 42).

NOTICE TO BE POSTED ON THE LAND BY THE SURVEYOR.  
 To all Persons whom it may concern.

NOTICE OF APPLICATION FOR A MINERAL LICENSE.

I HEREBY give notice that \_\_\_\_\_ did, on the \_\_\_\_\_ day of \_\_\_\_\_, apply to the Warden at \_\_\_\_\_ for a mineral license of \_\_\_\_\_ acres of the land upon which this notice is posted, which I have marked out with posts painted white; and the extent of the surface in respect of which, in my opinion, the license ought to be effectual, both on and below the surface, I have marked out with posts painted red; and that any person desiring to object to the issue of said license must enter his objection within \_\_\_\_\_ days from this date, at the office of the Warden. And I further give notice that the said land is protected from occupation for any purpose whatsoever, and that any person occupying the same without having first obtained special authority for that purpose will be dealt with according to law.

District: \_\_\_\_\_  
 Date: \_\_\_\_\_ Surveyor.

NOTE.—For the notice to be posted on the outside of the Surveyor's office, and of the post-office, or Warden's Court, as required by Regulation 39, omit the words in italics in the above form, and instead thereof insert "land situated at," describing the situation.

SCHEDULE 10 (REG. 44).

RECEIPT FOR DEPOSIT BY OBJECTOR.

In the matter of the applications of \_\_\_\_\_ for a mineral license under "The Mining Act, 1891," and of objections thereto lodged by \_\_\_\_\_ RECEIVED from the under-mentioned parties the sum of \_\_\_\_\_ pounds, pursuant to the regulations respecting mineral license under the above-mentioned Act.

Names and addresses of objectors:  
 Dated \_\_\_\_\_ (Signed) \_\_\_\_\_ Warden or Receiver of Gold Revenue.

SCHEDULE 11 (REGS. 26 AND 54).

AWARD OF COMPENSATION.

In the matter of the application of \_\_\_\_\_ for a license under "The Mining Act, 1891," and of the compensation to be paid to A.B., of [description and residence] \_\_\_\_\_, I, C.D., Warden of the Mining District of \_\_\_\_\_, do award and determine that the amount of compensation to be paid by \_\_\_\_\_, of \_\_\_\_\_, to the said A.B. for the building [or buildings or improvements] erected [or made] by him on the land occupied by him for the purpose of residence, included in the land a license of which had been applied for under the above-mentioned Act by the under-named parties, is \_\_\_\_\_ pounds.  
 Dated at \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 18\_\_\_\_. Warden.

SCHEDULE 12 (REG. 56).

APPLICATION FOR AGRICULTURAL LEASE.

No. \_\_\_\_\_  
 To the Warden at \_\_\_\_\_ I hereby apply for a lease of land for agricultural purposes situate at [Here state the locality], and comprising \_\_\_\_\_ acres or thereabouts, in accordance with the regulations made under "The Mining Act, 1891," with respect to agricultural leases.  
 [Address, occupation, and name in full.]  
 Dated at \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 18\_\_\_\_.  
 The above application will be heard at \_\_\_\_\_, on the \_\_\_\_\_ day of \_\_\_\_\_, 18\_\_\_\_. Warden.

SCHEDULE 13 (REG. 66).

CERTIFICATE OF INTENTION TO GRANT LEASE.

WHEREAS the application of \_\_\_\_\_ District of \_\_\_\_\_, 18\_\_\_\_, for an agricultural lease of Crown lands, situated at \_\_\_\_\_, was heard before me on \_\_\_\_\_, 18\_\_\_\_; and whereas I have decided that a lease of \_\_\_\_\_ acres \_\_\_\_\_ roods \_\_\_\_\_ perches of land, as approximately described in the Schedule hereto, should be granted to the said applicant: This is to certify that the said \_\_\_\_\_ is hereby authorised to take possession of the said land, and the same to hold, use, and enjoy, subject to the terms and conditions specified in any Agricultural Leases Regulations in force at the date of the issue hereof.

Schedule: \_\_\_\_\_ Warden.

N.B.—This certificate is to be exchanged for a lease when the said is notified that such lease is ready for his acceptance, and will become void if the is notified that a lease will not be granted to him.

*Not Transferable.*

SCHEDULE 14 (REG. 68).

NOTICE TO EXECUTE AGRICULTURAL LEASE.

To  
Take notice that, unless you attend personally or by attorney at my office at within thirty days from the service of this notice, and execute Lease No. , issued in your favour under "The Mining Act, 1891," and the regulations affecting agricultural leases, the said lease will be returned to the Government for cancellation.

Warden's office, , 18 . Warden.

SCHEDULE 15.  
POWER OF ATTORNEY.

Know all men by these presents that I, A.B. [or we, A.B. and C.D.], do hereby make, nominate, constitute, and appoint, and in my [or our] place and stead put E.F., of [residence and addition], to be my [or our] true and lawful attorney for me [or us], and in my name [or our names] to accept the lease of land for agricultural purposes for which I [or we] on the day of , 18 , applied, and the deed of which was on the day of , 18 , executed by His Excellency the Governor; and for me [or us] and in my name [or our names] and as my [or our] act and deed, to sign, seal, and deliver such deed of lease, and for me [or us] and in my name [or our names] to enter into all such covenants and agreements as I [or we] shall be required to enter into in and by the said deed or otherwise in the matter of said lease, and generally for me [or us] and in my name [or our names] to do, execute, and perform all such other acts, deeds, and things as may be necessary or may be required to be done, executed, or performed in and about the acceptance and execution respectively of the said deed of lease; and I [or we] do hereby ratify and confirm and covenant that I [or we] will ratify and confirm all and whatsoever the said E.F. shall lawfully do or cause to be done in or about the premises by virtue of this power.  
In witness whereof, &c.

SCHEDULE 16 (REG. 77).

APPLICATION TO ENTER UPON PRIVATE LANDS.

No.  
To the Warden at , and to  
I hereby apply for permission to enter upon the land held by [Here insert the name, residence, and address of the holder of the land here referred to], situate at , for the purpose of searching for gold.

[Signature of the Applicant.]  
[Name in full.]  
[Address.]  
[Occupation.]

This application will be heard before me at on the day of , 18 . All parties interested in the matter of the above application are requested to give their attendance on the day and date and at the place last above-mentioned.

Dated at , the day of , 18 . Warden.

SCHEDULE 17 (REG. 85).

MINERAL PROSPECTING LICENSE.

No.  
Know all men that I, Warden at , do hereby, in pursuance of "The Mining Act, 1891," give to , of [address and occupation], in consideration of the sum of one pound, by him duly paid, full license and authority to enter upon the Crown lands shown on the map or plan hereon indorsed and therein coloured , for the following purpose, that is to say: For  
And this license shall be in force for calendar months from the date thereof, unless the same be forfeited and rendered void, and shall be subject to the restrictions, limitations, and conditions expressed in the memorandum indorsed hereon.

Witness my hand this day of , in the year of our Lord one thousand eight hundred and

Warden.

*Memorandum.*

1. The within license only gives to the licensee the right to use the land within described for the purpose for which the license has been granted, and for no other purpose whatsoever.
2. The licensee will not be permitted to assign or sublet the land, or part with the possession thereof or his interest therein, without the consent of the Governor.
3. The license will be forfeited if the licensee commits any breach or neglect of the above conditions.
4. Miners or other persons requiring to occupy for mining purposes any part of the surface of the land, or to enter thereupon for such purposes, or for the purpose of cutting, constructing, repairing, or cleaning any race, may, with the consent of the Warden, be permitted to do so.

SCHEDULE 18 (REG. 295).

LICENSE FOR PROSPECTING OUTSIDE MINING DISTRICTS.  
No.

Know all men that I, , being in that behalf duly authorised by His Excellency the Governor, in pursuance of "The Mining Act, 1891," give to , of [address and occupation], in consideration of the sum of one pound by him duly paid, full license and authority to enter upon Crown lands herein described—viz., —for purpose of searching for gold or other minerals, excepting coal, subject to the conditions indorsed hereon; and this license shall be in force for twelve calendar months from the date hereof, but shall in no case be deemed to prevent the sale of any Crown lands over which the license may extend.

Dated at , this day of , 18 .  
Commissioner of Crown Lands.

Conditions:

SCHEDULE 18A (REG. 295).

PROSPECTOR'S MINING LEASE.

THIS DEED, made the day of , in the year of our Lord one thousand eight hundred and , Between Her Majesty Queen Victoria of the one part, and (who with his executors and assigns, except where the context requires a different construction, is hereafter referred to as "the said lessee") of the other part. Whereas the said lessee, being the holder of a prospecting license in respect of the lands hereinafter described (the said lands not being within a mining district), and being the *bona fide* discoverer of on the said lands, has made application for a prospector's mining lease, in accordance with the regulations in force in reference to such leases: Now these presents witness that, in consideration of the premises, and of the rents, covenants, provisos, conditions, and agreements in and by this lease contained or implied, and on the part of the said lessee, his executors, administrators, and assigns, to be observed and performed, Her Majesty the Queen doth hereby demise unto the said lessee, his executors, administrators, and assigns, all that piece or parcel of land described in the schedule hereto, and delineated on the plan in the margin of these presents; together with all appurtenances thereto belonging, except as hereinafter is excepted, and together also with full and free liberty to mine for thereon and thereunder, for the term of years, to be computed from the day of , 18 , yielding and paying therefor yearly and every year the rent or sum of pounds, by equal half-yearly payments in advance on the first day of January and the first day of July in each year. The first of such payments having been made, the next to become due and payable on the day of . And it is hereby declared and agreed that this lease is intended to take effect as a lease under the provisions of section 91 of "The Mining Act, 1891," and the regulations made thereunder, and that it shall be deemed to contain the several exceptions, stipulations, covenants, and conditions set forth in Regulations Nos. 25 and 26, of the twenty-third day of December, 1891, as fully and effectually as if such exceptions, stipulations, covenants, and conditions had been fully set out herein.

In witness whereof these presents have been executed by or on behalf of the parties hereto, the day and year first above written.

Signed in the name and on behalf of Her Majesty the Queen by His Excellency the Governor, and sealed with the public Seal of the Colony, in the presence of

Signed by the above-named in the presence of

SCHEDULE 19 (REG. 90).

NOTICE OF INTENTION TO CONSTRUCT WATER-RACE, BRANCH RACE, FLOOD-RACE, OR SLUDGE-CHANNEL.

No. . . . .  
 To the Warden at . . . . .  
 hereby give notice that . . . . . intend to construct a  
 to convey water for mining purposes from [\* . . . . .]  
 to [\* . . . . .].  
 The length of such race is . . . . . or thereabouts, and its  
 intended course is [\* . . . . .].  
 The mean depth and breadth of such race is [\* . . . . .].  
 The estimated cost of construction is £ . . . . .  
 [Name in full of applicant, with number  
 and date of miner's right.]  
 Dated at . . . . ., the . . . . . day of . . . . ., 18 . . . . .  
 Any person objecting to the granting of this application  
 must lodge his objection in writing at the Warden's office at  
 within fourteen clear days from the date hereof.  
 Warden.

Hearing at . . . . ., on . . . . .  
 \* Here describe precise localities, &c.

SCHEDULE 20 (REG. 99).

NOTICE OF INTENTION TO CONSTRUCT TAIL-RACE.

No. . . . .  
 To the Warden at . . . . .  
 hereby give notice that . . . . . intend to construct a tail-  
 race for mining purposes, commencing at a point [\* . . . . .]  
 and terminating [\* . . . . .], and estimate that  
 days will be required for its construction.  
 The length of such tail-race will be . . . . . or thereabouts,  
 and its intended course is [\* . . . . .].  
 The greatest depth of such tail-race will be . . . . .  
 The greatest width of such tail-race will be . . . . .  
 Estimated cost of construction is £ . . . . .  
 [Name and number and date of miner's  
 right of applicant to be given.]  
 Dated at . . . . ., the . . . . . day of . . . . ., 18 . . . . .  
 Any person desiring to object to the granting of this appli-  
 cation must lodge his objection at the Warden's office at  
 within fourteen clear days from the date hereof.  
 Warden.

\* Here describe precise localities, &c.

SCHEDULE 21 (REG. 101).

APPLICATION TO CONSTRUCT A MAIN TAIL-RACE.

No. . . . .  
 To the Warden at . . . . .  
 We, the undersigned, being a majority in number of per-  
 sons from whose claims water or tailings flow to a common  
 outlet at . . . . ., hereby make application for a main tail-  
 race, commencing at . . . . . and terminating at . . . . .  
 And we declare the following particulars to be true in  
 every respect:—  
 The length of such race is . . . . .  
 The average depth is . . . . .  
 The average width is . . . . .  
 Estimated cost of construction is £ . . . . .  
 [Signatures, and numbers, and dates of  
 miners' rights.]  
 Dated at . . . . ., the . . . . . day of . . . . ., 18 . . . . .  
 N.B.—Objections to the above application must be lodged  
 at the Warden's office at . . . . . within fourteen clear days  
 from the date hereof.  
 Warden.

SCHEDULE 22 (REG. 110).

NOTICE TO CONSTRUCT DAMS OR RESERVOIRS.

No. . . . .  
 To the Warden at . . . . .  
 hereby give notice that . . . . . intend to construct a  
 dam-bank and form a reservoir for the storage of water at  
 . . . . ., and that the following are the particulars respecting  
 such dam and reservoir:—  
 1. Locality:  
 2. Length of dam-wall:  
 3. Greatest height:  
 4. Greatest breadth of base:  
 5. Length and width of area:  
 6. Time estimated for construction:  
 7. Estimated cost of construction, £ . . . . .  
 [Names, numbers of miners' rights, &c.]  
 Dated . . . . ., the . . . . . day of . . . . ., 18 . . . . .  
 All objections to the above application must be lodged at  
 the Warden's office at . . . . . within fourteen clear days  
 from the date hereof.  
 Warden.

SCHEDULE 23 (REG. 116).

NOTICE OF INTENDED DIVERSION OF CREEK OR RIVER.

No. . . . .  
 To the Warden at . . . . .  
 hereby give notice that . . . . . intend to divert the  
 course of [name of stream], and to form a new channel there-  
 for, commencing at a point situate [\* . . . . .], and termi-  
 nating at a point [\* . . . . .].  
 [Name of applicant, and number and  
 date of miner's right.]  
 Dated at . . . . ., the . . . . . day of . . . . ., 18 . . . . .  
 All objections to the above application must be lodged at  
 the Warden's office at . . . . . within fourteen clear days  
 from the date hereof.  
 Warden.

\* Here state precise localities.

SCHEDULE 24 (REG. 204).

NOTICE OF INTENTION TO CONSTRUCT A TRAMWAY OR SHOOT.

No. . . . .  
 To the Warden at . . . . .  
 hereby give notice that . . . . . intend to construct  
 . . . . ., commencing [\* . . . . .] and terminating [\* . . . . .].  
 The length of such . . . . . is . . . . . or thereabouts, and the  
 cost of its construction will be . . . . .  
 [Name of applicant, and number and  
 date of miner's right.]  
 Dated at . . . . ., the . . . . . day of . . . . ., 18 . . . . .  
 All objections to the above application for a . . . . . must  
 be lodged at the Warden's office at . . . . . within fourteen  
 clear days from the date hereof.  
 Warden.

\* Here state precise localities.

SCHEDULE 25 (REG. 162).

NOTICE OF INTENTION TO ERECT A PUDDLING-MACHINE.

No. . . . .  
 To the Warden at . . . . .  
 hereby give notice that . . . . . intend to erect a  
 puddling-machine at [Here state precise locality, and the  
 course of the sludge-channel].  
 [Name of applicant, and number and  
 date of miner's right.]  
 Dated at . . . . ., the . . . . . day of . . . . ., 18 . . . . .  
 All objections to the above application must be lodged in  
 writing at the Warden's office at . . . . . within fourteen  
 clear days from the date hereof.  
 Warden.

SCHEDULE 26 (REG. 150).

APPLICATION FOR AMALGAMATION.

No. . . . .  
 To the Warden at . . . . .  
 We hereby apply to amalgamate our claims situate  
 . . . . ., for the following reasons:—

Signatures.	Number and Date of Miner's Right.	Number of Claims to be amalgamated.	Class of Claims.	Area of Claims held by each Party.

Dated at . . . . ., the . . . . . day of . . . . ., 18 . . . . .  
 All objections to the above application must be lodged at  
 the Warden's office at . . . . . within fourteen clear days  
 from the date hereof.  
 Warden.

SCHEDULE 27 (REG. 172).

NOTICE OF OCCUPATION OF RESIDENCE SITE.

No. . . . .  
 To the Warden at . . . . .  
 I hereby give notice that I desire to occupy for residence  
 [State the extent] of land situate at . . . . ., and that I have  
 this day marked the corners of such land, in conformity  
 with the regulations herein made and provided.  
 [Name of applicant, and number and date of  
 miner's right or business license.]  
 Dated at . . . . ., the . . . . . day of . . . . ., 18 . . . . .

All objections to the above application must be lodged in writing at the Warden's office at \_\_\_\_\_ within fourteen clear days from the date hereof.  
Hearing at \_\_\_\_\_, on \_\_\_\_\_

Warden.

SCHEDULE 28 (REG. 166).

NOTICE OF INTENTION TO DRIVE A TUNNEL.

No. \_\_\_\_\_  
To the Warden at \_\_\_\_\_ hereby give notice that \_\_\_\_\_ intend to drive a tunnel at [Here state precise locality]. The length, height, and breadth of such tunnel is—

1. Length:
2. Height:
3. Breadth:
4. Cost of construction:

or thereabouts; and its intended course is \_\_\_\_\_  
[Name of applicant, and number and date of miner's right.]

Dated at \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 18 \_\_\_\_\_

All objections to the above application must be lodged in writing at the Warden's office at \_\_\_\_\_ within fourteen clear days from the date hereof.

Hearing at \_\_\_\_\_, on \_\_\_\_\_

Warden.

SCHEDULE 29 (REGS. 206 and 213).

APPLICATION FOR PROTECTION.

No. \_\_\_\_\_  
To the Warden at \_\_\_\_\_ I [name in full], hereby give notice that I desire to obtain a protection certificate for [State the time] for my claim situate at [State precise locality], and that the following particulars are true in all respects:—

1. Classification of claim:
2. Date at which occupation commenced:
3. Time during which the claim has been worked:
4. The claim has [or has not] been protected before: \*
5. Cause for which protection is required:

[Name of applicant and number and date of miner's right.]

\* If the claim has been protected before, the applicant must state when and for what period.

Dated at \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 18 \_\_\_\_\_

All objections to the above application must be lodged in writing at the Warden's office at \_\_\_\_\_ within fourteen clear days from the date hereof.

Hearing at \_\_\_\_\_, on \_\_\_\_\_

Warden.

SCHEDULE 30 (REG. 193).

NOTICE OF OCCUPATION OF SPECIAL SITE.

No. \_\_\_\_\_  
To the Warden at \_\_\_\_\_ I [name in full], hereby give notice that I desire to occupy as a special site [State extent] of land for [State purpose], situate at [precise locality], and that I have this day marked the corners of such land, in conformity with the regulations herein made and provided.

[Name of applicant, and number and date of miner's right.]

Dated at \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 18 \_\_\_\_\_

All objections to the above application must be lodged in writing at the Warden's office at \_\_\_\_\_ within fourteen clear days from the date hereof.

Hearing at \_\_\_\_\_, on \_\_\_\_\_

Warden.

SCHEDULE 31 (REG. 133).

NOTICE OF MARKING OUT CLAIM AND AREA.

No. \_\_\_\_\_  
To the Warden at \_\_\_\_\_ I [name in full], hereby give notice that I have this day marked out [Here state area, exact locality, and nature of claim.] [Name of applicant in full, and number and date of miner's right.]

Dated at \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 18 \_\_\_\_\_

All objections to the above application must be lodged in writing at the Warden's office at \_\_\_\_\_ within fourteen clear days from the date hereof.

Hearing at \_\_\_\_\_, on \_\_\_\_\_

Warden.

SCHEDULE 32 (REG. 184).

APPLICATION FOR SURVEYED BUSINESS SITES.

No. \_\_\_\_\_  
To the Warden at \_\_\_\_\_ I [name in full], hereby make application for [Section No.] of the surveyed ground set apart for business purposes at \_\_\_\_\_

[Signature and number and date of business license of applicant.]

Dated at \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 18 \_\_\_\_\_

All objections to the above application must be lodged in writing at the Warden's office at \_\_\_\_\_ within fourteen clear days from the date hereof.

Hearing at \_\_\_\_\_, on \_\_\_\_\_

Warden.

SCHEDULE 33 (REG. 179).

REGISTRATION OF BUSINESS SITE WHEN ABSENT.

No. \_\_\_\_\_  
To the Warden at \_\_\_\_\_ I [name, address, and occupation in full], hereby make application to register for [State period] the business site occupied by me at \_\_\_\_\_, under Business License No. \_\_\_\_\_ dated \_\_\_\_\_ [Signature of applicant.]

Dated at \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 18 \_\_\_\_\_

All objections to the above application must be lodged in writing at the Warden's office at \_\_\_\_\_ within fourteen clear days from the date hereof.

Hearing at \_\_\_\_\_, on \_\_\_\_\_

Warden.

SCHEDULE 34 (REG. 81A).

APPLICATION FOR OCCUPATION LICENSE UNDER SECTION 230 OF "THE MINING ACT, 1891."

No. \_\_\_\_\_  
To the Warden at \_\_\_\_\_ I hereby apply for a license to occupy for [agricultural, horticultural or dairy] purposes \_\_\_\_\_ acres or thereabouts of Crown land situate at [Here state locality, and, if surveyed, give section and block; if not surveyed, or if for a portion or portions of a section or sections, then add], which I have this day marked out and bounded approximately as follows, viz.: [Here insert written description, giving measurements of boundaries as near as may be in chains and links].

Name in full:

Occupation:

Address:

Dated at \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 18 \_\_\_\_\_

Any objection to the above application must be lodged at the Warden's office at \_\_\_\_\_ within fourteen days from the date hereof.

Hearing at \_\_\_\_\_, on \_\_\_\_\_, 18 \_\_\_\_\_

Warden.

SCHEDULE 34A (REG. 81H).

OCCUPATION LICENSE UNDER SECTION 230 OF "THE MINING ACT, 1891."

Know all men that I, [name of Warden], Warden of the Warden's Court constituted for the [name of district] Mining District, sitting at \_\_\_\_\_, do hereby grant unto [name of licensee], his executors, administrators, and assigns [or name of Corporation, their successors and assigns], hereinafter called the licensee, sole and exclusive license and authority to enter upon and occupy for \_\_\_\_\_ years the piece or parcel of land described in the schedule hereto for [agricultural, horticultural, or dairy] purposes, under and subject to the provisions of "The Mining Act, 1891," and the regulations made thereunder, paying therefor yearly in advance the sum of \_\_\_\_\_ pounds \_\_\_\_\_ shillings and \_\_\_\_\_ pence.

Provided always, and it is hereby made an express condition, that this license shall be surrendered, and any land occupied by virtue of it given up, by the licensee, upon demand of the Warden or other person duly authorised by the Minister in that behalf, at any time after notice of not less than three months, without any right of compensation accruing to the said licensee, and that the said licensee shall not by virtue of this license have the right to acquire the freehold of any part of the said land.

Provided further [Here insert any other condition].

In witness whereof I have hereunto subscribed my name and affixed the seal of the Warden's Court of the \_\_\_\_\_ Mining District, this \_\_\_\_\_ day of \_\_\_\_\_, 18 \_\_\_\_\_

(L.S.)

A.B.,  
Warden.

Signed by the said Warden, and the seal of the Warden's Court affixed, in the presence of \_\_\_\_\_ C.D.

SCHEDULE.

[Written Description of Land.]

SCHEDULE 35 (SEC. 84, "THE MINING ACT, 1891").

APPLICATION FOR AUTHORITY TO DISCHARGE DÉBRIS ON, OR TO CONVEY THE SAME OVER, OCCUPIED OR UNOCCUPIED GROUND.

No. . . . .  
To the Warden at  
I hereby give notice that I desire to obtain authority to discharge *débris* upon [or to convey *débris* over] an adjacent claim [or unoccupied ground adjoining my claim as hereunder specified], at , and I desire to obtain permission to occupy thereon an area of for the discharge of such *débris*.

Dated at , the day of , 18 .  
Name of adjacent claim :  
Signature of applicant:  
Number of miner's right :

Any person having any objection to this application must lodge the same in writing at the Warden's office at within seven days from the date hereof.  
[Date.] Warden.

SCHEDULE 36 (SEC. 84, "THE MINING ACT, 1891").

CERTIFICATE OF AUTHORITY TO CONVEY OR DISCHARGE DÉBRIS ON TO OR OVER GROUND.

No. . . . .  
I HEREBY certify that has received authority to discharge *débris* upon [or to convey *débris* over] , and to occupy thereon sufficient space for the discharge of such *débris*. [State conditions, if any.]  
Dated at , this day of , 18 .

Warden.

SCHEDULE 37 (REG. 251).

No. . . . .  
MEMORIAL FOR REGISTRATION OF CLAIM OR RIGHT, TO BE PRESENTED IN DUPLICATE TO THE REGISTRAR, WHO SHALL SIGN AND RETURN ONE COPY THEREOF.

Locality.	Names of Owners, and Interests held by them respectively.	Nature of Claim or Right.	State Day and Hour of marking out.	Distinguishing Mark on Posts.	Give Name, Situation, and Area of Claim or Right, and, as near as possible, its Proximity to Fixed Points and existing Claims.	Remarks.

[Signature of person applying for registration.]

Registered Dated at , this day of , 18 .

[No. and date of miner's right.]

Registrar.

SCHEDULE 38 (REGS. 253 and 254).

MEMORANDUM OF ASSIGNMENT.

No. , Part I.  Assignment or transfer—  Date of registration :  Particulars— Name in full, address, and occupation of assignor : Name in full, address, and occupation of assignee : Date of assignment : Nature of property assigned : Interest therein assigned : Reference to folio of register : Fees received :	No. , Part II.  Memo. of Assignment. Mining Registrar's Office, , 18 . I have this day registered a document exhibited to me by , purporting to be an assignment of , of which the particulars are as follows : Name of assignor : Name of assignee : Date of assignment : Amount of consideration : Nature of property assigned : Interest assigned therein : Reference to folio of register : Fees received :
---	---

[Signature of Assignee, or Agent presenting Assignment.]

[Original documents to be retained and filed on record.]

Mining Registrar.

SCHEDULE 39 (REGS. 252 and 258).

MEMORIAL OF ENCUMBRANCE.

To be presented in duplicate, and one copy signed and returned by Registrar. No. . . . .

Name of Claim, or Registr'd No. of Certificate.	Interest intended to be affected by such Encumbrance.	Name of Owner of Interest.	Nature of Encumbrance.	Date of Instrument.	Amount of Encumbrance.	Remarks.

[Date of memorial.]

[Signature of grantor of encumbrance.]  
[Signature of grantee of encumbrance.]

Registered [Signature of Registrar.]  
[Date.]

SCHEDULE 40 (REG. 259).

DISCHARGE OF ENCUMBRANCE.

No. . . . .  
To the Mining Registrar,  
Take notice that Encumbrance No. , upon the interest of in the claim, has been satisfied and discharged this day of , 18 .

[Signature of grantee of encumbrance.]  
[Date of registration.]

Registrar.

SCHEDULE 41 (REGS. 36, 57, 66, and 226).

SCALE OF FEES FOR SURVEY.

THERE shall be paid for the survey of any area as follows :—  
 Not exceeding 30 acres, 4s. per acre, but not less than £5.  
 Exceeding 30 and up to 50 acres, 3s. 6d. per acre, but not less than £6.  
 Exceeding 50 and up to 100 acres, 3s. per acre, but not less than £8 15s.  
 Exceeding 100 and up to 200 acres, 2s. 6d. per acre, but not less than £15.  
 Extended claims, £2 10s. each.  
 Travelling-expenses, 3s. per mile one way.  
 Bush-cutting, 2s. 6d. per chain.  
 Underground surveys, encroachments, water-races, or other surveys to which the foregoing rates do not apply, shall be paid for as follows :—  
 Surveyor's fee, £1 10s. per day or part of a day.  
 Labour extra.  
 Mileage, 3s. per mile one way.

SCHEDULE 42 (REGS. 261 and 263).

APPLICATION FOR PERMISSION TO CUT TIMBER.

To the Warden at  
herby make application for permission to cut timber on acres of Crown lands within the district of , for [Here state the purpose], and I herewith enclose a true description of the land applied for.  
Dated at , the day of , 18 .

[Signature.]  
Number and Date of Miner's Right :

Any person having any objection to this application must lodge the same in writing at the Warden's office at within seven days from the date hereof.  
[Date.] Warden.

SCHEDULE 43 (REGS. 261 and 263).

SAW-MILL TIMBER CERTIFICATE.

No. . . . .  
I HEREBY certify that has received permission to cut timber (except kauri or reserved trees) over an area of acres, as described on the back hereof, within the District of for the period of months from the date hereof [subject to all Native rights during the currency of this certificate].  
Dated at , the day of , 18 .

Warden.

SCHEDULE 44 (REG. 261).

HAND-SAWYERS', SPLITTERS', AND WOODCUTTERS' TIMBER CERTIFICATE.

No. \_\_\_\_\_  
 I HEREBY certify that \_\_\_\_\_ has received permission to cut timber (except kauri or reserved trees) over an area of \_\_\_\_\_ acres, as described on the back hereof, within the District of \_\_\_\_\_ for the period of \_\_\_\_\_ months from the date hereof [subject to all Native rights during the currency of this certificate].  
 Dated at \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 18 \_\_\_\_.  
 \_\_\_\_\_  
 Warden.

SCHEDULE 45 (REG. 281).

FIRST-CLASS MINE-MANAGER'S CERTIFICATE.

Office of Board of Examiners, Wellington, 18 \_\_\_\_.  
 No. \_\_\_\_\_  
 THIS is to certify that \_\_\_\_\_, of \_\_\_\_\_, has produced a certificate from his previous employers that he has been actually engaged in underground workings in a \_\_\_\_\_ mine for a period of not less than three years, and has passed a satisfactory examination as a first-class mine-manager for a\* \_\_\_\_\_ mine, as required by sections 313 and 314 of "The Mining Act, 1891," and the regulations made thereunder.

Chairman of Board of Examiners.  
 Entered, Vol. \_\_\_\_\_, folio \_\_\_\_\_  
 Secretary.

\* Fill in whether quartz or alluvial.

SCHEDULE 46 (REG. 281).

SECOND-CLASS MINE-MANAGER'S CERTIFICATE.

Office of Board of Examiners, Wellington, 18 \_\_\_\_.  
 THIS is to certify that \_\_\_\_\_, of \_\_\_\_\_, has produced a certificate from his previous employers that he has been actually engaged in underground workings in a \_\_\_\_\_ mine for a period of not less than three years, and has passed a satisfactory examination as a second-class-mine manager for a\* \_\_\_\_\_ mine, as required by sections 313 and 314 of "The Mining Act, 1891," and the regulations made thereunder.

Chairman of Board of Examiners.  
 Entered, Vol. \_\_\_\_\_, folio \_\_\_\_\_  
 Secretary.

\* Fill in whether quartz or alluvial.

SCHEDULE 47 (REG. 281).

SECOND-CLASS MINE-MANAGER'S SERVICE CERTIFICATE.

Office of Board of Examiners, Wellington, 18 \_\_\_\_.  
 THIS is to certify that \_\_\_\_\_, of \_\_\_\_\_, has proved to the satisfaction of the Board of Examiners that he is entitled to a mine-manager's service certificate, as required by section 317 of "The Mining Act, 1891," and this certificate is issued in compliance therewith.

Chairman of Board of Examiners.  
 Entered, Vol. \_\_\_\_\_, folio \_\_\_\_\_  
 Secretary.

SCHEDULE 48 (REG. 283).

MINE-MANAGER'S CERTIFICATE OF COMPETENCY.

Office of Board of Examiners, Wellington, 18 \_\_\_\_.  
 THIS is to certify that \_\_\_\_\_, of \_\_\_\_\_, has produced a mine-manager's certificate from a recognised authority out-

side the colony, and has satisfied the Board of Examiners that he is entitled to a mine-manager's certificate of competency under the provisions of section 316 of "The Mining Act, 1891."

Chairman of Board of Examiners.  
 Entered, Vol. \_\_\_\_\_, folio \_\_\_\_\_  
 Secretary.

SCHEDULE 49 (REG. 283).

ENGINE-DRIVER'S CERTIFICATE OF COMPETENCY. EXAMINATION.

Office of Board of Examiners, Wellington, 18 \_\_\_\_.

THIS is to certify that \_\_\_\_\_, of \_\_\_\_\_, has produced a certificate from his previous employer that he has been engaged in working winding-engines, and that he has passed a satisfactory examination as an engine-driver, as required by section 315 of "The Mining Act, 1891," and section 22 of "The Coal-mines Act, 1891."

Chairman of Board of Examiners.  
 Entered, Vol. \_\_\_\_\_, folio \_\_\_\_\_  
 Secretary.

SCHEDULE 50 (REG. 283).

ENGINE-DRIVER'S CERTIFICATE OF COMPETENCY.

Office of Board of Examiners, Wellington, 18 \_\_\_\_.

THIS is to certify that \_\_\_\_\_, of \_\_\_\_\_, has produced a certificate of engine-driver from a recognised authority outside the colony, and satisfied the Board of Examiners that he is capable of working winding-engines in terms of the provisions of section 316 of "The Mining Act, 1891."

Chairman of Board of Examiners.  
 Entered, Vol. \_\_\_\_\_, folio \_\_\_\_\_  
 Secretary.

SCHEDULE 51 (REG. 283).

ENGINE-DRIVER'S CERTIFICATE OF SERVICE.

Office of Board of Examiners, Wellington, 18 \_\_\_\_.

THIS is to certify that \_\_\_\_\_, of \_\_\_\_\_, has produced a certificate from his previous employer that he has been engaged in working winding-engines for a period of twelve months immediately previous to the date of his application, and that he has satisfied the Board of Examiners that he is capable and entitled to an engine-driver's certificate of service, as required by section 317 of "The Mining Act, 1891," and this certificate is issued in compliance therewith.

Chairman of Board of Examiners.  
 Entered, Vol. \_\_\_\_\_, folio \_\_\_\_\_  
 Secretary.

As witness the hand of His Excellency the Governor this twenty-third day of December, one thousand eight hundred and ninety-one.

R. J. SEDDON,  
 Minister of Mines.



*Management and Administration of Funds and Moneys under Section 69 of "The Coal-mines Act, 1891,"*

ONSLOW, Governor.

ORDER IN COUNCIL.

At the Government Buildings, at Wellington, this twenty-first day of December, 1891.

Present:

THE HONOURABLE MR. BUCKLEY PRESIDING IN COUNCIL.

WHEREAS by section sixty-six of "The Coal-mines Act, 1891" (hereinafter termed "the said Act"), it is provided, *inter alia*, that the Governor may from time to time, by Order in Council, make, alter, and revoke regulations for regulating the management and administration of the funds and moneys mentioned or referred to in section sixty-nine of the said Act: And whereas it appears expedient to make the regulations hereinafter set forth:

Now, therefore, His Excellency the Right Honourable William Hillier, Earl of Onslow, the Governor of the Colony of New Zealand, in exercise of the powers conferred by the said Act, and acting by and with the advice and consent of the Executive Council of the said colony, doth hereby make the regulations set forth in the Schedule hereto; and doth hereby declare that such regulations shall come into force on the day of the publication thereof in the *New Zealand Gazette*.

SCHEDULE.

REGULATIONS.

1. IN these regulations, when not inconsistent with the context,—

"The said Act" means "The Coal-mines Act, 1891:"

"Mining association" means any mining association which is registered under "The Friendly Societies Act, 1882."

2. No withdrawal of money from the account mentioned in the said Act as "the Sick and Accident Fund," at any Post Office Savings-bank, shall be permitted until the mining association of the district shall have nominated at least two persons as trustees of the said fund, and shall have given to the Chief Postmaster of the district and to the Minister of Mines written notice of such nomination, and of the acceptance of such trusteeship by the persons so nominated.

3. When any change takes place in the office of trustee, either by death, resignation, removal, or otherwise, similar notices shall at once be given by the association.

4. Whenever any sum of money is withdrawn by the trustees from the Sick and Accident Fund, hereinafter referred to as "the said account," the trustees shall give to the Inspector of Mines residing nearest to the Post Office Savings-bank where the said account is kept, full particulars of the sum or sums so withdrawn.

5. All moneys withdrawn from the said account shall be paid and applied to one or other of the objects hereinafter set forth, namely,—

(a.) When any workman has been off work through an accident for one week or more, he shall receive the sum of £1 per week or 3s. 4d. for every working-day from the date of the accident; such payments to be made on the certificate of a medical officer, and shall continue so long as such medical officer shall certify that such workman is unable to work, or, in cases where any workman is permanently disabled, he may be granted a fixed sum, not exceeding £50, in satisfaction of all claims.

(b.) If any workman meets with an accident which proves fatal, the nearest relative of such workman may be granted a sum not exceeding £20 towards defraying the funeral expenses of the deceased workman; and an additional sum not exceeding £30 may be granted to the widow or other near relative of such deceased workman, in full satisfaction of all claims.

(c.) Any workman who meets with an accident which disables him from work shall send, or cause to be sent, within three days of such accident occurring, a notice, in writing, to the Inspector of Mines; and all applications for relief must be made within ten days from the date of the accident, or the claim cannot be entertained.

(d.) No workman shall be entitled to relief from the Sick and Accident Fund for any accident caused by drinking, fighting, or any kind of athletic sports or game of amusement, or for any accident caused by the misconduct of such workman.

6. For each quarterly period ending 31st March, 30th June, 30th September, and 31st December in each year, returns shall be furnished by the trustees to the Minister of Mines, showing the several amounts paid into the said account, and the particulars of all withdrawals and disbursements therefrom during such quarter.

Every such return shall be so forwarded within ten days after the expiration of the quarterly period to which it relates, and shall be verified by the statutory declaration of the president or other the chief officer of the association.

7. The trustees shall keep proper books of account showing the various items of receipts and expenditure in relation to the said account, and such books shall at all reasonable times be open to the inspection of any Inspector of Mines, who may take such extracts therefrom as he may require.

8. No sum exceeding £20 in amount shall be withdrawn from the said account without the written authority of an Inspector of Mines.

9. If in any case the trustees or either of them shall fully commit a breach of any of these regulations, or shall misspend or misappropriate any of the moneys standing to the credit of, or withdrawn from, the said account, then it shall be lawful for the Minister of Mines, on proof of the fact, by notice to the Chief Postmaster of the district, to prohibit any further dealing with such account by the said trustees or either of them, and to remove the offending trustee or trustees from office; and any moneys so misappropriated may be recovered in the name of the Minister of Mines as a debt due to Her Majesty the Queen.

In case of removal of the trustees or either of them from office as last aforesaid, the Minister shall, by writing, forthwith request the miners' association of the district to appoint other persons or person to fill the vacancy, and, if such association shall neglect so to do for the space of fourteen days after service of such written request, then the Minister of Mines may appoint a trustee or trustees to fill such vacancy; and such trustee or trustees, when so appointed, shall have and may exercise all the powers of the original trustees with respect to the said account.

ALEX. WILLIS,  
Clerk of the Executive Council.

*Regulations under "The Coal-mines Act, 1891."*

ONSLOW, Governor.

ORDER IN COUNCIL.

At the Government Buildings, at Wellington, this twenty-first day of December, 1891.

Present:

THE HONOURABLE MR. BUCKLEY PRESIDING IN COUNCIL.

IN pursuance and in exercise of all powers and authorities conferred upon him by "The Coal-mines Act, 1891," His Excellency, William Hillier, Earl of Onslow, the Governor of the Colony of New Zealand, acting by and with the advice and consent of the Executive Council of the said colony, doth hereby make the following regulations prescribing the terms and conditions for the issue of certificates of competency for the office of manager of a mine, and for regulating the examinations to be held with respect to the necessary knowledge and requirements in working a mine, and for regulating the examinations with respect to the necessary knowledge of persons in charge of working-gear or winding-machinery for letting down or bringing up persons from any shaft, pit, or mine, and for the purpose of ascertaining the fitness of any person applying for any such certificate as aforesaid; and I do hereby declare that such regulations shall come into force on the date of the publication thereof in the *New Zealand Gazette*.

REGULATIONS.

MINE MANAGER.

1. THE Board of Examiners appointed under "The Coal-mines Act, 1891" (hereinafter termed "the Board"), shall examine, or cause to be examined, on the subjects hereinafter specified, applicants for certificates as mine managers, first and second class. At all meetings of the Board three shall form a quorum.

The said Board may appoint supervisors from time to time to conduct such examinations, and shall grant certificates, in the form set forth in Schedules A, B, C, D, E, F, and G hereto annexed, to such persons as shall have passed the prescribed examinations and shall have produced certificates of character which shall be satisfactory to the Board.

Every application for examination for a certificate as a mine manager shall be made in writing under the hand of the applicant to the Secretary of the Board of Examiners, Mines Department, Wellington, accompanied by a fee of £1 sterling, together with a certificate that the applicant is not less than twenty-one years of age, and that he has been employed for a period of not less than five years in a coal-mine.

Each member of the Board of Examiners who is not otherwise employed in any department of the public service shall receive by way of allowance the sum of one pound one shilling sterling for each and every day he is absent from his abode in attendance at a meeting of the Board of Ex-

aminers; and such member shall also be repaid any moneys expended in railway and steamboat fares and actual hotel expenses for board and lodging whilst so absent as aforesaid: Provided that due diligence is exercised in travelling.

*For First-class Certificates.*

The subjects for examination shall be as follows:—

- (1.) On the sinking of shafts and construction of main roadways, opening out a mine, and the division of a mine into districts:
- (2.) The various methods adopted in securing shafts and workings in a mine, showing the relative advantage and efficiency of each class of material used:
- (3.) The various methods of hewing and cutting coal of different classes to advantage, and securing the ground whilst so engaged:
- (4.) The various methods of ventilation, and the construction of airways so as to produce a good circulation of fresh air in any part of a mine:
- (5.) On the areas of airways, the velocity and divisions of currents, and the deductions to be made for friction:
- (6.) On the nature and composition of explosive and dangerous gases occurring in coal-mines, and on spontaneous combustion:
- (7.) On the drainage of mines and pumping appliances:
- (8.) The haulage on planes and in shafts, also the different systems of underground haulage, with horse-power required to do the work:
- (9.) The theoretical and effective power of steam-engines and boilers; also on the strength of hauling-ropes and chains:
- (10.) The incrustations in steam-boilers, and the cause of same, and remedy therefor:
- (11.) Tapping water in mines, and the mode of constructing dams in underground workings to keep water back:
- (12.) Blasting and use of explosives:
- (13.) The effect that faults produce in coal-seams, and how to ascertain the direction of a coal-seam when severed by a fault:
- (14.) A knowledge of the composition and character of the different classes of coal, and also of the character of the rocks and formation of the country where coal is likely to be found:
- (15.) A knowledge of surface and underground surveying and of making plans, showing system of working, inclination of seam, faults, and system of ventilation:
- (16.) A knowledge of arithmetic and the method of keeping accounts:
- (17.) A knowledge of the provisions of "The Coal-mines Act, 1891."

Every applicant must be able to give drawings to illustrate details connected with any work to be done in or about a coal-mine, and must give all details of calculations, and in matters of opinion must fully state his reasons for arriving at any given conclusion.

*For Second-class Certificates.*

The subjects for examination shall be as follows:—

- (1.) On the sinking of shafts and construction of main roadways, opening out a mine, and the division of a mine into districts:
- (2.) The various methods adopted in securing shafts and workings in a mine, showing the relative advantage and efficiency of each class of material used:
- (3.) The various methods of hewing and cutting coal of different classes to advantage, and securing the ground whilst so engaged:
- (4.) The various methods of ventilation, and the construction of airways so as to produce a good circulation of fresh air in any part of the mine:
- (5.) On the areas of airways, the velocity and divisions of currents, and the deductions to be made for friction:
- (6.) On the nature and composition of explosive and dangerous gases occurring in coal-mines, and on spontaneous combustion:
- (7.) On the drainage of mines and pumping appliances:
- (8.) The haulage on planes and in shafts, also the different systems of underground haulage, with horse-power required to do the work; also on the strength of hauling-ropes and chains:
- (9.) Tapping water in mines, and the mode of constructing dams in underground workings to keep water back:
- (10.) Blasting and the use of explosives:
- (11.) The effect that faults produce in coal-seams, and how to ascertain the direction of a coal-seam when severed by a fault:
- (12.) A knowledge of arithmetic and the method of keeping accounts:
- (13.) A knowledge of the provisions of "The Coal-mines Act, 1891."

**ENGINE-DRIVERS WORKING WINDING-MACHINERY.**

The Board shall also examine, or cause to be examined, on the subjects hereafter specified, applicants for certificates for engine-drivers who are in charge of and working any winding-machinery by means of which persons are brought up or passed down or along any shaft, pit, or inclined plane or level, or are otherwise let down to or brought up from a mine.

The Board may appoint supervisors from time to time to conduct such examinations, and shall grant certificates in the form set forth in Schedule E hereunto annexed, to such persons who shall have passed the prescribed examination, and shall have produced certificates of character from their previous employers which are satisfactory to the Board.

Every applicant for a certificate shall make application in writing to the Secretary of the Board of Examiners, Mines Department, Wellington, accompanied with a fee of £1 sterling, together with a certificate of character; also a certificate from a certificated mine manager, showing that the applicant had been working winding-machinery for a period of not less than six calendar months.

The subjects for examination shall be as follows:—

- (1.) On the different classes of steam-engines used in winding, and also all the internal and moving parts:
- (2.) On the different appliances and indicators used to show the position of cage in shaft, or truck on plane, in which persons are conveyed, also the meaning of the different signals used in mines:
- (3.) On the different kinds of boilers used for winding-engines and their connections, and the effect of impurities in water used in such boilers, and the different remedies adopted to keep them clean:
- (4.) On the different appliances used for winding with hydraulic machinery, and the methods adopted for letting on and shutting off the water:
- (5.) On the power of steam-engines and hydraulic machinery:
- (6.) On the prevention of priming in boilers.

**SCHEDULE A.**

"The Coal-mines Act, 1891."

**FIRST-CLASS MINE MANAGER'S CERTIFICATE.**

No. . . . . Office of Board of Examiners,  
Wellington, 189 .

THIS is to certify that [*State the name in full, address, and occupation of person examined*] has produced a certificate from his previous employers that he has been actually engaged in underground workings for a period of not less than five years, and has passed a satisfactory examination as a first-class mine manager of a coal-mine, as required by sections 20 and 21 of "The Coal-mines Act, 1891," and the regulations made thereunder.

A.B.,

Chairman of Board of Examiners.

Entered Vol. . folio .  
C.D., Secretary.

**SCHEDULE B.**

"The Coal-mines Act, 1891."

**SECOND-CLASS MINE MANAGER'S CERTIFICATE.**

No. . . . . Office of Board of Examiners,  
Wellington, 189 .

THIS is to certify that [*State the name in full, address, and occupation of person examined*] has produced a certificate from his previous employers that he has been actually engaged in underground workings in a mine for a period of not less than five years, and has passed a satisfactory examination as a second-class mine manager for a coal-mine, as required by sections 20 and 21 of "The Coal-mines Act, 1891," and the regulations made thereunder.

A.B.,

Chairman of Board of Examiners.

Entered Vol. . fol .  
C.D., Secretary.

**SCHEDULE C.**

"The Coal-mines Act, 1891."

**MINE MANAGER'S SECOND-CLASS SERVICE CERTIFICATE.**

Office of Board of Examiners,  
Wellington, 189 .

THIS is to certify that [*State the name and address of applicant*] has proved to the satisfaction of the Board of Examiners that he is entitled to a mine manager's service certificate, in accordance with the provisions of section 24 of "The Coal-mines Act, 1891," and this certificate is issued in compliance therewith.

A.B.,

Chairman of Board of Examiners.

Entered Vol. . folio .  
C.D., Secretary.

SCHEDULE D.

"The Coal-mines Act, 1891."

MINE MANAGER'S CERTIFICATE OF COMPETENCY.

Office of Board of Examiners,  
Wellington, 189 .

THIS is to certify that [*State the name in full, address, and occupation of applicant*] has produced a mine manager's certificate from a recognised authority outside the colony, and has satisfied the Board of Examiners that he is entitled to a mine manager's certificate of competency under the provisions of section 23 of "The Coal-mines Act, 1891," and this certificate is issued in compliance therewith.

A.B.,

Chairman of Board of Examiners.

Entered Vol. , folio .  
C.D., Secretary.

SCHEDULE E.

"The Coal-mines Act, 1891."

ENGINE-DRIVER'S CERTIFICATE OF COMPETENCY.—EXAMINATION.

Office of Board of Examiners,  
Wellington, 189 .

THIS is to certify that [*State the name in full, address, and occupation of applicant*] has produced a certificate from his previous employer that he has been engaged in working winding-engines, and that he has passed a satisfactory examination as an engine-driver, as required by section 22 of "The Coal-mines Act, 1891," and section 315 of "The Mining Act, 1891."

A.B.,

Chairman of Board of Examiners.

Entered Vol. , folio .  
C.D., Secretary.

SCHEDULE F.

"The Coal-mines Act, 1891."

ENGINE-DRIVER'S CERTIFICATE OF COMPETENCY.

Office of Board of Examiners,  
Wellington, 189 .

THIS is to certify that [*State name in full, address, and occupation of applicant*] has produced a certificate of competency as engine-driver from a recognised authority outside the colony, and has satisfied the Board of Examiners that he is capable of working winding-engines, in terms of the provision of section 23 of "The Coal-mines Act, 1891."

A.B.,

Chairman of Board of Examiners.

Entered Vol. , folio .  
C.D., Secretary.

SCHEDULE G.

"The Coal-mines Act, 1891."

ENGINE-DRIVER'S CERTIFICATE OF SERVICE.

Office of Board of Examiners,  
Wellington, 189 .

THIS is to certify that [*State name in full, address, and occupation of applicant*] has produced a certificate from his previous employer that he has been actually engaged and acted continuously in working winding-engines and winding-machinery in a mine for a period of twelve months immediately previous to the date of his application, as required by section 24 of "The Coal-mines Act, 1891."

A.B.,

Chairman of Board of Examiners.

Entered Vol. , folio .  
C.D., Secretary.

ALEX. WILLIS,

Clerk of the Executive Council.

