



OTAGO PROVINCIAL GOVERNMENT GAZETTE.

PUBLISHED BY AUTHORITY.

. All Public Notifications which appear in this Gazette, with any Official Signature thereunto annexed are to be considered as Official Communications made to those Persons to whom they may relate, and are to be obeyed accordingly.

J. L. C. RICHARDSON, Superintendent.

VOL. IV.]

SATURDAY, JUNE 28, 1862.

[No. 193.]

RULES AND REGULATIONS OF THE OTAGO GOLD FIELDS.

WHEREAS, by warrant under the hand of THOMAS GORE BROWNE, Governor and Commander-in-Chief in and over Her Majesty's Colony of New Zealand, dated at Auckland the Eighth day of June, in the year of our Lord One thousand eight hundred and sixty-one, and issued under the seal of the said Colony by and with the advice and consent of the Executive Council thereof, and in exercise of the power and authority for that purpose in him vested, Did thereby delegate absolutely and without restriction unto me, John Larkins Cheese Richardson, as Superintendent of the Province of Otago, all the powers vested in him under or by virtue of "the Goldfields' Act, 1858," except the powers contained in sections seven, eight, fifteen, twenty-seven, and forty of the said Act, to have, hold, and exercise the powers within the Province of Otago thereby given.

Now, therefore, I, John Larkins Cheese Richardson, by virtue of the powers so delegated to me as aforesaid, do hereby issue the following Rules and Regulations.

PREVIOUS REGULATIONS CANCELLED.

The Rules and Regulations heretofore in force are hereby cancelled, except in so far as relates to that portion of the Goldfields which is included within the Mining Board District of Tuapeka; and the following Regulations are substituted in lieu thereof.

I. PRELIMINARY REGULATIONS.

1.—*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 word "Warden" shall mean Warden, Commissioner, Resident Magistrate, or any other Officer entrusted with the superintendence of the Gold Fields, or any portion thereof, and holding a Commission duly empowering him to have charge thereof, and shall include "Warden and assessors," except where it is otherwise specially provided.

The word "person" shall mean the holder of a Miner's Right.

The words "worked and abandoned ground" shall mean any ground the whole or greater portion of which has been mined upon for gold, and abandoned.

The words "new gold workings" shall mean ground previously unworked, and capable of affording employment to at least one hundred miners.

Words importing the singular number shall include the plural number; and words importing the masculine gender shall include the feminine gender.

2.—*The Miner's Right.*

Every person residing on a Gold Field and engaged in mining for gold, shall take out a Miner's Right; such Miner's Right to be carried on the person, and 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.

II. REGULATIONS RELATING TO CLAIMS.

1.—Classification of Claims.

Claims shall be classified thus:—

1. Ordinary Claims, *i.e.*, alluvial claims worked without the aid of sluices or machines.
2. Sluice and Machine Claims, *i.e.*, alluvial claims worked with the aid of sluices or puddling machines.
3. Wet Claims, *i.e.*, alluvial claims in flooded ground which cannot be wrought without the aid of appliances for drainage.
4. Creek or River Claims, *i.e.*, alluvial claims in the beds of creeks or rivers.
5. Quartz Claims.

2.—Size of Claims.

1. Ordinary Claims shall not exceed 30 feet by 30 feet for each person, unless the depth of sinking exceeds 50 feet, in which case such claim may be extended to 35 feet by 35 feet.
2. For Sluice and Machine Claims in worked and abandoned ground, the Warden may grant an extent of ground not exceeding treble the above area.
3. Wet Claims shall not exceed 40 feet by 40 feet for each person.
4. Creek or River Claims shall not exceed 50 feet for each man employed thereon, nor be more than 300 feet in length, in the whole, to be measured in the direction of the course of the stream, by a width not exceeding the boundaries of the bed of the creek or river, as defined by the Warden or other officer duly authorised in that behalf.
5. Quartz Claims shall not exceed 30 feet in length along the course of the lode or vein, by a width not exceeding 100 feet upon each side of the course, for each person; and no claim shall exceed in the whole 120 feet in length by 200 feet in width.

3.—Number of Claims in a Block.

The number of single claims that may be occupied in one block by any party of miners shall be as follows:—

1. In ordinary claims, not more than four single claims.
2. In sluice and machine claims, not more than five single claims.
3. In wet claims, not more than six single claims.

4.—Amalgamation of Claims.

The Warden may, upon sufficient cause being shown, permit the amalgamation of any two or more claims, upon such terms and conditions as he may consider necessary to secure the effectual working thereof; Provided that seven days' notice in writing in the form hereinafter set forth shall be given to the Warden by the persons desiring to amalgamate such claims, and copies of such notices shall be posted on each of the claims which it is proposed to amalgamate for a like period of seven clear days, at the expiration whereof the Warden may proceed to issue a Certificate of Registration.

FORM OF NOTICE.

(District and date.)

No.

We hereby give notice that we desire to amalgamate our claims, situate at (here state locality)

for the more efficient working thereof; and we declare that the following particulars are true in every respect.

Signatures in full of each person.	Nos. of Miner's Rights.	Number of Claims proposed to be amalgamated.	Class of Claims	Area of Claim held by each party.

5.—Claims to be Marked.

Claims shall be marked by pegs standing at least two feet above the surface of the ground, or by trenches, at each corner thereof; and such pegs or trenches shall be maintained during the occupancy of the ground: Provided that when any corner cannot be so marked on account of the nature of the ground, such peg or trench may be placed at the nearest practicable point.

6.—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.

7.—Shepherding Forbidden.

No person shall be deemed to possess a valid title to any claim unless the same shall be fairly worked during the entire period of occupancy; and any claim unworked beyond the space of twenty-four hours, shall be deemed to be forfeited, unless sufficient reason, such as sickness or other urgent cause, shall be proved to the satisfaction of the Warden.

8.—Rights of Servants vested in Employers.

If any person shall hire himself to an employer for wages, the right to hold and occupy the claim of such servant shall vest in the employer.

9.—Claims not to be forfeited by neglect of hired Workmen.

No claim, right, or privilege shall be deemed to be forfeited through the neglect or absence of any hired servant employed thereon: Provided that if, after seven days notice in writing of such neglect or absence has been given to the owner or holder thereof (either personally or by leaving the same at his last known place of residence), such neglect or absence is continued, any such claim, right, or privilege shall be deemed to be absolutely relinquished.

III. PROSPECTING.

1.—Discovery to be Reported.

Any person discovering new gold workings, and being desirous of obtaining an increased area thereon, must immediately report such discovery, with full particulars thereof, to the Warden or other proper authority.

2.—Area in Alluvial Ground.

Discoverers of new gold workings, distant not less than half a mile from existing workings, may have allotted to them an extent of ground not exceeding treble the area of an ordinary claim; and the discoverers of new

gold workings distant not less than ten miles from existing workings, may have allotted them an extent of ground not exceeding quadruple the area of an ordinary claim: Provided that the increased grant shall not be given to more than four persons composing any party.

3.—Area on Quartz Reef.

The discoverer of an auriferous Quartz Reef may have allotted to him an area not exceeding in the whole 200 feet in length, measured along the course of the lode or vein, by a width of 100 feet upon each side of the course.

IV. WATER RIGHTS AND RACES.

1.—New Races.

Any person intending to divert and use water for mining purposes by means of any race, shall give notice thereof, in writing to the Warden, in the form hereinafter set forth; and copies of such notice shall be posted and maintained for 14 clear days at the source whence it is proposed to obtain water, and at intervals of not more than a quarter of a mile along the intended course of the race. And if no valid objection be entered against such race within 14 clear days from the posting of such notices, a Certificate of Registration may be granted by the Warden to the applicant.

FORM OF NOTICE.

(District and date.)

To the Warden at

I hereby give notice that I intend to construct a Water Race for mining purposes, commencing at a point () and terminating ().

The length of such race is () or thereabouts, and its intended course is ().

(Signature and address in full of applicant)—

* Here describe precise localities.

2.—Races already cut may be Registered.

Races already cut may be registered with the Warden, and a Certificate of such registration issued, as provided in the preceding Regulation.

3.—Superiority of Right.

Superiority of right to a supply of water shall be determined by priority of occupation, the earlier occupant having the superior right. In all cases when the occupier claims under a certificate or other authority in writing granted by a Warden or Commissioner, occupation shall be taken to have commenced at the date of such certificate or authority.

4.—Races to be commenced within one month.

The cutting and formation of races must be commenced within one calendar month from the date of registration, and the occupiers shall continue cutting and forming the same until the work is completed, otherwise any superiority of right to which they may be entitled by virtue of such registration shall be deemed to be forfeited.

5.—Superiority of Right forfeited by abandonment.

If any race is abandoned for the space of one calendar month, at a time when water was available for it, occupation of the right shall be deemed to have commenced at the last re-occupation thereof.

6.—Abandonment of Races.

All right to any race shall become forfeited if abandoned for the space of one calendar month, unless in cases of sickness or unavoidable absence, or in consequence of failure of water; but it shall be lawful for the Warden, in his discretion, upon sufficient cause being shown, to suspend the operation of this Regulation for a further period of one month, and such suspension shall be given in writing to the occupiers.

7.—Heads of Races.

All races that may hereafter be cut, shall have a point specified at which they shall be taken from the creek or river. In races already cut, the point shall be taken to be the spot from which the race now heads. No person shall shift or alter the head of any race without the written sanction of the Warden, nor to the prejudice of any existing right.

8.—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 holders thereof shall, during such alteration or extension, be deemed to be in occupation of all the rights and privileges attached to such race.

9.—Insufficient Supply of Water.

If the water flowing in any creek or river is insufficient to supply all the races connected therewith, the owner of any right shall—on receipt of a written notice from the owner of a superior right, stating that the supply of such superior right is less than it is entitled to—immediately cease to use the water, or such portion thereof as may be necessary to make up the supply of the superior right.

10.—Water Gauge.

If any dispute shall arise between holders of water-rights deriving their supply from the same creek or watercourse, relative to the quantity of water to which each of them, the said holders, is or may be entitled, the following shall be taken to be a head of water, and such holders shall be limited thereto:—

A stream of water running for twelve hours on each day to be gauged by a box, 6 feet long, and 20 inches wide, with an opening of a uniform depth of 2 inches across the bottom. The box shall be fixed level in the race, the lower edge of which shall be level with the edges of the box.

11.—Number of Sluice Heads allowed.

The number of sluice heads allowed for any such race, as aforesaid, shall be as follows:—One or two miners, one sluice-head; four or more miners, two sluice-heads; and so on at the rate of one sluice-head to every additional three miners.

12.—Water not to be Wasted.

Holders of rights shall not allow any water to run to waste; but such water shall be appropriated to the use of the next holder of a right, according to the date of their respective registrations.

13.—Transfer or Assignment.

The transfer or assignment of any race, or of any interest therein, shall not affect any right or privilege attached to such race: provided that any such transfer or assignment shall have been duly registered at the office of

the Warden, and a memorandum thereof made upon the back of the original certificate.

14.—*Keeping Races in Repair, Bridging, &c.*

The holder or occupier of any race shall keep the same in repair, and shall make an efficient bridge where any road in ordinary use crosses the race, upon being required to do so by the Warden.

15.—*Working Ground occupied for Races.*

Any person desirous of working the ground on which any race or portion of a race is situated, may do so by first providing an equally good race for the use of the occupier: provided that the consent of the Warden thereto be first obtained.

16.—*Reservations.*

No water-right shall be granted for the use or diversion of any water which is, or may be, required for public purposes, or for the use of the miners generally.

17.—*Causing Claims to be Flooded.*

No person shall back the water of any creek, river, race, or water-course, upon any claim, or otherwise cause any claim to be flooded, either wilfully or by neglect.

V. DAMS AND PUDDLING MACHINES.

1.—*Dams and Puddling Machines.*

Any person intending to form a Dam, or to erect a Puddling Machine, shall give notice thereof in writing to the Warden, in the form hereinafter prescribed, and shall post and maintain for a period of seven clear days copies of such notice upon the intended site of such Dam or Machine, and at intervals not exceeding 100 yards along the course of any proposed sludge-drains connected therewith. And if no valid objection be entered within seven days from the posting and service of such notice, the Warden may grant a Certificate of Registration to the applicant.

FORM OF NOTICE.

(District and date.)

To the Warden at

I hereby give notice that I intend to (form a Dam, or erect a Puddling Machine, as the case may be) at ()

Signature and address in full of applicant) —

* Here describe the locality, and in the case of a Puddling Machine state the proposed course of the sludge drains.

2.—*Machines not to be in Centre of Gully.*

Dams may be formed, and puddling machines erected upon such sites only as shall be approved by the Warden; and no such dam or machine shall be permitted to be placed in the centre of any gully or flat.

3.—*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 been constructed, and in all cases such main channel must be constructed by, and at the expense of, the person desirous of erecting such machine.

4.—*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 alter and vary the same whenever it shall seem to him necessary so to do; and upon the approval of any such Main Channel, the Warden shall grant a certificate of the same to the applicant.

5.—*Expense of Construction.*

The expense of the construction of 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 person constructing the same shall be made prior to the granting of any Certificate of Registration.

6.—*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 drains connected with such machine; and on no pretence whatever shall the sludge from any main channel or private drain be permitted to overflow the banks or edges thereof.

7.—*Roads over Drains to be Bridged.*

When Sludge or Water Drains run across or under any road in general use, a substantial bridge (the culvert of which shall be of sufficient size to carry off the sludge or water), shall be constructed and kept in repair by the owner of the machine whence such sludge or water proceeds.

8.—*Forfeiture of Dams or Machines.*

The site of any dam or machine not commenced within seven days from the date of the grant thereof, or not completed within a reasonable time, or any dam or machine unoccupied for one calendar month during a period when sufficient water has been available, shall be deemed to be forfeited, and may be granted by the Warden to any person who may apply for the same.

9.—*Injury to Property by Dams.*

If any claim shall be flooded, or property injured by the bursting of any dam-bank, the owner of such dam shall be liable for any loss or damage occasioned thereby, unless it is proved to the satisfaction of the Warden that such breaking away did not result from the faulty construction of the dam.

10.—*Transfer or Assignment.*

The right and interest in any dam or machine may be transferred or assigned by the holder thereof; but such transfer or assignment shall, in all cases, be registered with the Warden, and endorsed on the original certificate.

11.—*Sites proving Auriferous.*

If it shall be proved to the satisfaction of the Warden that the ground occupied by any dam or machine contains auriferous earth or quartz, the owner of such dam or machine shall be compelled to remove the same: Provided that adequate compensation for such removal shall first have been estimated by assessors and paid by the person desirous of working the ground.

VI. CREEK AND RIVER CLAIMS.

1.—*Workings to be Registered.*

Any person desirous of diverting and working the bed of any creek or river, shall give

notice thereof in writing to the warden, in the form hereinafter prescribed; and copies of such notices shall be posted and maintained for the space of fourteen clear days, at intervals not exceeding one hundred yards, along the course of that portion of such creek or river, and also along the course of the channel which it is proposed to substitute therefor, and if no valid objection be entered thereagainst within the aforesaid period of fourteen days, the Warden may proceed to grant a Certificate of Registration to the applicant.

FORM OF NOTICE FOR WORKING CREEK OR RIVER BEDS.

(District and date.)

No. I hereby give notice that I intend to divert, and work the bed of (name of creek or river), and to form a new channel therefor, commencing at a point situate (*) and terminating at a point (*).
(Signature, &c.)—

* Here insert, with sufficient accuracy, the localities.

VII. ROADS, &c.

1.—*Right of Water and Roadway.*

Every person holding a claim under these regulations shall be entitled to a supply of water for his use in connection therewith, and to a roadway whereby he may, at all times, obtain free ingress and egress thereto and therefrom.

2.—*Sludge and Water to be kept off Roads.*

No person shall allow any sludge or water to run or spread over any road or crossing place.

3.—*Protection to Public Roads.*

No person shall dig within the distance of five feet from any public road, nor drive underneath, nor in any way interfere with such road without first obtaining the authority of the Warden.

4.—*Alteration of Roads.*

Any person desirous of altering the direction of any public or private road, and of occupying the site thereof for mining purposes, shall give notice thereof in writing to the Warden, and post and maintain a copy of such notice in a conspicuous part of such road for three clear days, upon the expiration whereof the Warden may authorise such alteration to be made.

5.—*Right of Road over Claims.*

Upon any four or more persons applying for a road or crossing place over any claim or other obstruction, the Warden shall determine whether or not such road or crossing place is necessary, and shall make such order relative thereto as he may deem requisite: Provided that when a road shall have been formed on an occupied claim, it shall be lawful for the occupier of such claim to work the ground over or through which the road passes if he first constructs a good and sufficient road in lieu thereof.

VIII. PROTECTION.

1.—*Warden may grant Protection for Seven Days.*

The Warden may, upon sufficient cause being shown, grant protection to any claim for

a period not exceeding seven days, and such protection shall be given in writing in the form hereafter provided, and a copy thereof shall be posted on the claim.

FORM OF PROTECTION.

(District and date.)

No. I hereby give notice that I have granted protection for _____ days to the claim occupied by _____ and situate at _____
(Signed) _____
Warden.

2.—*Protection for extended period.*

If any person shall be desirous of obtaining protection for a claim for a longer period than seven days, he shall give notice in writing to the Warden in the form hereafter prescribed, and shall post and maintain a copy of such notice on his claim for the space of seven clear days; at the expiration whereof, if no valid objection be entered, the Warden may issue a Certificate of Registration to the applicant, and such Certificate may be for the period named in the application, or for any less time.

FORM OF NOTICE OF APPLICATION FOR PROTECTION.

(District and date.)

No. I hereby give notice that I desire to obtain a Protection Certificate for (here state the time) for my claim situate at _____, and that the following particulars are true in all respects:—

1. The claim has been worked during _____
2. The depth sunk is _____
3. The length of drives (if any) is _____
4. The cause for which I require protection is _____

(Signature, &c.)

3.—*Protection during Notice.*

Sites for dams and machines, and the proposed courses for water-races, sludge-channels, and drains, together with all rights and privileges connected therewith, shall be protected during the period assigned for giving notice of intention to construct or erect the same, or until finally dealt with by the Warden.

4.—*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.

IX. REGISTRATION.

1.—*Registration of Claims.*

All claims, other than ordinary claims, may be registered with the Warden.

All extended areas, amalgamated claims, Quartz claims, and prospecting claims, occupied under these regulations must be registered with the Warden.

2.—*Mining Partnerships may be Registered.*

When any Mining Partnership is entered into, such partnership may be registered at the office of the Warden.

3.—*Registration Fees.*

The scale of fees payable in respect of the several registrations mentioned in these regulations shall be as follows:—

For registering any claim, other than amalgamated claims and creek or river claim

- (without regard to the number of persons holding the same)—one shilling.
 For registering an amalgamated claim, or a creek or river claim—two shillings and sixpence.
 For registering a water-race, puddling machine, or dam—two shillings and sixpence.
 For registering a protected claim—one shilling and sixpence.
 For registering any transfer or assignment one shilling and sixpence.
 For registering a mining partnership—two shillings and sixpence.
 The above fees shall include payment for copies of the notices required in each case, but not for any survey.

4.—*Information to the Public.*

Any person requiring any information from the Transaction Book of the Mining Registrar may obtain the same on payment of one shilling; and it shall be the duty of the Mining Registrar to furnish such information.

X. LICENSES.

1.—*Business Licenses.*

Every person engaged in trade or business of any kind within the limits of the gold field, shall obtain from the Warden a Business License, for which he shall pay the sum of twenty-five shillings (25s.) quarterly, and shall be entitled to occupy an allotment of land, not exceeding a frontage of 20 feet by 40 feet.

2.—*Wholesale Licenses.*

Every holder of a Wholesale License for the sale of fermented and spirituous liquors, in quantities not less than two gallons, shall pay a fee for the same of Twenty (£20) Pounds.

3.—*Retail Licenses.*

Every holder of a Retail License for the sale of fermented and spirituous liquors in any quantity shall pay a fee for the same of sixty (£60) pounds. The holders of Business or Liquor Licenses shall, if so required by the Warden, be sworn in as special constables.

4.—*Licenses may be cancelled.*

The Warden may recommend the withdrawal, suspension, or cancellation, of any License upon proof to his satisfaction of a breach of the Gold Fields' Regulations, or of any disorderly conduct upon the premises held under such License, and such License may thereupon be withdrawn, suspended, or cancelled accordingly.

XI. GENERAL REGULATIONS.

1.—*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, unless the sanction of the owners thereof, or the authority of the Warden, shall first have been obtained for such interference.

2.—*Interference with Pegs and Notices, &c.*

No person shall alter the position of any trench nor remove any peg from a claim 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.

3.—*Jumping Forbidden.*

No person shall take possession of any claim, race, dam, machine, or any other right or privilege whatsoever (unless the same shall have been absolutely relinquished) without first obtaining the consent of the owners, or the authority of the Warden.

4.—*Penalty may be substituted for Forfeiture.*

In all cases wherein forfeiture is decreed by these Regulations, it shall be lawful for the Warden to substitute a monetary penalty in lieu thereof, and to allow thereout a sufficient sum to defray any reasonable expenses incurred by the plaintiff in the prosecution of his suit.

5.—*Compensation may be Adjudged.*

In all cases of forfeiture, the Warden may adjudge compensation to be paid by the person to whom any claim or right may be awarded by the former owner or holder thereof, and to appoint a time within which such payment shall be made: Provided that such compensation shall not exceed in amount two-thirds of the estimated value of any work actually performed thereon or in connection therewith.

6.—*Permission to enter Claims.*

The Warden shall have power to authorise the entry of any surveyor or assessor into and upon any claim for the purpose of measuring the depth of any shaft, or the dip, direction, inclination or length of any tunnel or drive.

7.—*Notices to contain full particulars.*

All notices tendered or put in conformity with these Regulations must contain the name in full of each member of the party, together with the date, number, and place of issue of his Miner's Right.

8.—*Warden to be Judge of Objections, &c.*

The Warden shall in all cases be the sole judge of the validity of objections to the issue of any 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.

9.—*Certificate may be cancelled.*

If any Certificate shall have been obtained by misrepresentation, or if any of the conditions prescribed herein have not been duly complied with, the Warden may, upon proof thereof, cancel such Certificate, or make such other order therein as may appear to be just.

10.—*Neglect of Warden's Orders.*

Any person who shall neglect or refuse to comply with any written notice or order of the Warden, duly served, and in conformity with these Regulations, shall be deemed to be guilty of a breach thereof and liable to the penalty imposed by the 32nd section of the "Gold Fields Act, 1858."

EXISTING RIGHTS PRESERVED.

Nothing herein contained shall be taken to affect any existing rights or privileges.

Given under my hand, and issued under the Public Seal of the Province of
(L.S.) Otago, at Dunedin, this twenty-seventh day of June, eighteen hundred and sixty-two.

J. L. C. RICHARDSON,

Superintendent of the Province of Otago.

By order,

THOMAS DICK,
Provincial Secretary.

** The following Sections of *The Gold Fields Act, 1858*, are appended for general information:—

"28. Any person not being the holder of a miner's right or of a lease under this Act, who shall mine for gold upon any proclaimed gold field, and any person who shall employ any such unauthorised person so to mine, and any person not being the holder of a miner's right, license, or lease, duly empowering him in that behalf, and not being an authorised person within the meaning of this Act, who shall occupy any waste lands in or become resident upon or at any proclaimed gold field, shall be liable to the penalties following, that is to say:—For the first offence a sum not exceeding five pounds; for the second or any subsequent offence a sum not exceeding ten pounds nor less than five pounds.

"29. Any person who shall knowingly mine or employ any person to mine for gold on any

land belonging to a private individual, without the consent of the owner thereof, or his duly authorised agent, shall be subject to the like penalties as are mentioned in the last preceding clause.

"30. If any person shall forge or alter any "miner's right," license, lease, or other document issued under the authority of this Act, with intent to defeat the provisions thereof, or to defraud any person whomsoever, shall be guilty of a misdemeanour, and on conviction thereof before any Court of competent jurisdiction, shall be subject to fine or imprisonment, with or without hard labour, not exceeding three years, or both, at the discretion of the Court.

"31. If any person shall use or exhibit any forged miner's right, license, or lease, issued or purporting to be issued under the authority of this Act, knowing the same to be forged, or if any person shall fraudulently personate the holder of any such miner's right, license, or lease, or shall falsely and fraudulently represent that any servant or other person, is an authorised person within the meaning of this Act, or shall fraudulently use or exhibit as his own any miner's right, license, or lease, belonging to or granted to any other person, or shall use or exhibit as valid a miner's right, license, or lease, which shall have expired, he shall be liable to a penalty for every such offence not exceeding fifty pounds.

"32. Every person committing any breach, whether of omission or commission, of any of the rules or regulations, made under the authority of this Act, shall for every such breach be liable to a fine or penalty not exceeding ten pounds for the first offence, and twenty pounds for any second or subsequent offence."

