

Full power shall be reserved to the Governor or to the local authority to take and make roads or tracks through any area over which a certificate to cut timber may have been granted, or through any reserved adjoining area.

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, and October in each year, for the three months immediately previous. All royalty and license fees shall be paid to the Receiver of Gold Revenue.

SCHEDULE 1 (Regs. 261 and 263).

Application for Permission to cut Timber.

To the Warden at _____
hereby 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 [subject to all rights conferred or reserved by the regulations for the time being in force under "The Mining Act, 1891," and any amendments thereto].

Dated at _____, the _____ day of _____, 18 ____.

Number and Date of Miner's Right: _____

(Signature.)

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 2 (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, and also to all rights conferred or reserved by the regulations for the time being in force under "The Mining Act, 1891," and any amendments thereto].

Dated at _____, the _____ day of _____, 18 ____.

Warden.