

[Extract from *Gazette* No. 42, of 25th May, 1893.]

REGULATIONS FOR GRANTING LEASES TO OCCUPANTS OF LAND UNDER BUSINESS LICENSE OR MINER'S RIGHT IN THE TOWNSHIPS OF ROSS, DILLMANSTOWN, KANIERI, AND BLUESPUR, WESTLAND.

GLASGOW, Governor.—ORDER IN COUNCIL.

At the Government House, at Wellington, this sixteenth day of May, 1893.

Present: His Excellency the Governor in Council.

WHEREAS by the nineteenth section of "The Mining Act Amendment Act, 1892," it is enacted that it shall be lawful for the Governor in Council, under regulations to be made in that behalf, notwithstanding anything contained in any Act relating to mining, from time to time to grant to any occupant of land under business license or miner's right in the Townships of Ross, Dillmanstown, Kanieri, and Bluespur, in the County of Westland, who has improved such land to the satisfaction of the Warden of the district, a lease, for any term not exceeding twenty-one years, of the surface of such land, at such rates of payment for rent, and under such restrictions as to the use thereof, as he may think necessary; and such lease shall entitle the holder thereof to all the rights and privileges now enjoyed by holders of business licenses issued under any Act relating to mining:

And whereas it is expedient for the purposes aforesaid that the regulations set forth in the Schedule hereto should be made in substitution of regulations made under "The Land Act, 1885," upon the conditions therein set forth:

Now, therefore, His Excellency the Governor of the Colony of New Zealand, by and with the advice and consent of the Executive Council of the said colony, and in exercise and pursuance of all power and authority in that behalf enabling him, doth hereby make the regulations set forth in the Schedule hereto.

SCHEDULE.

Regulations.

1. ANY holder of a miner's right or business license who lawfully occupies for purposes of residence, business, cultivation, or any use or purpose other than mining, any land in the localities hereinbefore referred to, and who has substantially improved the same, may apply for a lease of the land so occupied by him.

2. Every application for a lease shall be made in writing to the Warden of the district, and shall contain a statement of the situation and area of the land applied for, the number of the section if the land is a surveyed section, the tenure upon which the land is held, and what improvements have been made thereon.

3. The Warden shall have power to recommend the issue of a lease under these regulations notwithstanding that the land applied for may be held as a claim, special claim, or licensed holding under any Mining Act.

4. If the land applied for is not a surveyed section, the application shall be accompanied by a deposit of £2 to cover the expenses of surveying the same; and, after the application has been finally dealt with, there shall be refunded to the applicant any unexpended or unrequired balance remaining of the said deposit. Should, however, the survey cost more than the amount deposited the applicant must pay the difference before a lease is issued to him.

5. A notification of every application shall be advertised by the applicant not less than twice in such newspaper circulating in the district as the Warden shall direct, and the Warden shall appoint a day for hearing the said application, such day to be not less than one month after the first publication of the aforesaid advertisement.

6. After the hearing of the application, the Warden may either refuse the same or recommend the issue of a lease.

7. No lease shall be granted over land upon which any mining operations are carried on, or over or to which any mining right or title exists, unless or until the holder of such mining right or title consent to such lease.

8. Every lease shall be for the surface only of the land, and no lease shall entitle the lessee to mine for gold upon the land leased, or to extract, dig, or search for any metals or minerals therein or thereon.

9. No lessee in the Township of Ross shall have any claim for compensation for any damage which may be caused by or arise from mining operations legitimately carried on beneath the surface of the ground; and leases in other localities shall contain such special covenants relating to mining as may be recommended by the Warden and approved by the Governor in Council in each case.

10. The rental for lands leased under these regulations shall be 10s. per annum.

11. No transfer or assignment of any lease shall be lawful without the consent of the Warden, and every such transfer or assignment shall be registered at the Warden's office, and the sum of 2s. 6d. shall be paid for such registration.

12. Leases may be in the form hereto, and all expenses in connection with the preparation of leases shall be borne and paid by the lessee.

Application for Lease.

"The Mining Act Amendment Act, 1892," Section 19.

To the Warden at

I APPLY for a lease of the ground herein described:—

Situation:

Area:

Tenure:

Length of occupation:

Improvements:

The above application will be considered on

day,

, 18 ..

(Signature.)

A.B., Warden.