



TRICESIMO TERTIO ET TRICESIMO QUARTO
VICTORIÆ REGINÆ.

No. XLV.

ANALYSIS.

- | | |
|---|--|
| <p>Title. Preamble. 1. Short Title. 2. Section 39 of "Gold Fields Act 1866" amended.</p> | <p>3. Error in section 13 of "Gold Fields Act Amendment Act 1869" amended. 4. Demises shall be and be deemed to be valid. 5. Delegation need not be under Public Seal.</p> |
|---|--|

AN ACT to amend "The Gold Fields Act 1866" and Title.
 "The Gold Fields Act Amendment Act 1869."
 [12th September 1870.]

WHEREAS in the thirteenth section of "The Gold Fields Act Preamble.
 Amendment Act 1869" the sections of the said Act numbered
 nine ten eleven and twelve were intended to be mentioned but
 the sections numbered eight nine ten and eleven were mentioned and
 it is expedient to correct the said error

BE IT THEREFORE ENACTED by the General Assembly of New
 Zealand in Parliament assembled and by the authority of the same as
 follows—

1. The Short Title of this Act shall be "The Gold Fields Act Short Title.
 Amendment Act 1870."

2. The word "fifty" in section thirty-nine of "The Gold Fields Section 39 of "Gold
 Act 1866" is hereby repealed and the said section shall hereafter be Fields Act 1866"
 read and construed as though the words "two hundred" had been amended.
 inserted in lieu of and substituted for the word "fifty."

3. The thirteenth section of "The Gold Fields Act Amendment Error in section 13 of
 Act 1869" shall be read and construed as if the words nine ten eleven "Gold Fields Act
 and twelve had been originally used therein instead of the words eight Amendment Act
 nine ten and eleven. 1869" amended.

4. And whereas by "The Gold Fields Act 1866" it was enacted Demises shall be
 that it should be lawful for the Governor in Council in the name and and be deemed to
 on behalf of Her Majesty to demise for mining purposes to any person be valid.
 for any term not exceeding fifteen years from the making of the lease
 any auriferous land not exceeding the quantity prescribed by the said
 Act subject to a provision therein contained

And whereas in a Schedule to the said Act a form is prescribed

Gold Fields Act Amendment.

for demises to be made under the before-mentioned power and in such form it was prescribed that in the case of a license to mine for gold the demise should be of full and free liberty to mine for gold in through and over the land comprised in such demise or license And whereas demises under the provisions of the said recited clause have been accustomed to be made in the form prescribed in the Schedule to the said Act and doubts have been raised whether such demises are effectual to pass the interests intended by the said Act to be demised

For obviating such doubts

Be it enacted as follows —

In all cases of demises heretofore or hereafter to be made under the provisions of the said Act such demises whether of land or of liberty to mine for gold in through and over land shall be deemed and taken to operate and to have operated as demises of the land to which the same may relate and to be and to have been valid and effectual for granting and demising such land.

Delegation need not
be under Public Seal

5. It shall not be necessary that any delegation of powers by the Governor or Governor in Council under the said Acts or any of them should be under the Public Seal of the Colony and all delegations of such powers heretofore made which would have been valid if made after the passing of this Act shall be deemed to be and to have been from the making thereof valid and effectual.

WELLINGTON, NEW ZEALAND:

Printed under the authority of the New Zealand Government, by GEORGE DIDSBUY, Government Printer.