

Hon. Mr. Oliver.

Kumara Education Reserve.

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A BILL INTITULED

AN ACT to extend the Operation of the Laws relating to Gold Fields over the Kumara Education Reserve. Title.

WHEREAS the larger portion of the Town of Kumara, in the Kumara Mining District and the Westland Gold Field, as originally laid off, stands within the limits of an educational reserve heretofore granted to the Westland Education Board, and now vested in the School Commissioners for Westland: And whereas mining industry is checked by reason of the increased rents required by such School Commissioners for business sites within the aforesaid portion of the said town, and great inconvenience arises in that the Warden's Court of the district has no jurisdiction within the said reserve: And whereas the Commissioners aforesaid, for the consideration hereinafter mentioned, have consented that the whole of the said reserve should be brought under the operation of the laws relating to gold fields: Preamble.

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 is "The Kumara Education Reserve Act, 1879," and it shall come into operation on such day as the Governor in Council shall appoint. Short Title.

2. From and after the date aforesaid all laws relating to gold fields and to Wardens' Courts shall operate within the lands described in the Schedule hereto, generally known as the Kumara Education Reserve, as if the same had never been reserved or granted; and every holder of a miner's right or business license may exercise the same respectively over the aforesaid lands, subject to the provisions of this Act, and of "The Mines Act, 1877," and of any regulations to be made under either such Acts. Gold Fields laws to have operation within reserve.

3. Saving and excepting as hereinbefore specially provided, nothing in this Act contained shall in any way affect the title of the School Commissioners of the Westland Education District to the aforesaid reserve, or shall authorize the sale of any portion of such reserve. Title of School Commissioners not affected.

Saving of existing leases, &c.

4. Nothing in this Act contained shall affect any leases, contracts, licenses, or agreements lawfully made and existing at the time of the coming into operation of this Act.

Fees for occupation.

5. The School Commissioners aforesaid, and some person to be appointed in that behalf by the Minister of Lands, shall appoint a scale of fees to be charged in respect of the occupation for mining purposes of any portion of the said lands; and all moneys arising from such occupation shall be paid to the School Commissioners aforesaid. If no such scale of fees be made to the satisfaction of the Minister aforesaid within a time to be limited by him in that respect, the said Minister may appoint some other person forthwith to fix such fees. 5
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Holders of business license in Kumara Mining District may acquire lease.

6. 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 in the Kumara Mining District, 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. 15
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Subject to sale if land proved not auriferous.

7. If at any time during the currency or at the termination of any lease heretofore granted or hereafter to be granted the land leased is proved to the satisfaction of the Governor in Council to be not auriferous, the land may, with the approval of the Governor, be sold by public auction subject to valuation for improvements, as provided for in sections forty-three and forty-seven of "The Mines Act, 1877." 25

Condition as to land within reserve.

Provided always that no part of the aforesaid land which is comprised within the limits described in the Schedule hereto shall be sold, except with the consent of the School Commissioners herein above named; and also, that all proceeds of any such last mentioned sale shall be paid to the said Commissioners, and be applied by them in the purchase of other lands to be held by them for the same purposes as the land which is sold was held. 30
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Governor may exchange other lands for reserve.

8. The Governor, with the concurrence of the aforesaid School Commissioners, may at any time exchange the lands described in the Schedule hereto, or any part thereof, for other Crown lands of equal value or extent not being auriferous, within the Land District of Westland, and may grant the same in manner and for the same purposes as the land in the said Schedule is now held. 40

Schedule.

SCHEDULE.

ALL that area in the Provincial District of Westland, being Reserve No. 128 (in red), containing one thousand (1,000) acres, more or less, situate in the Arahura District. Bounded on the Westward by the Greenstone Road; on the Northward by Reserve No. 68 (in red); on the Southward by Section 1852; and on the Eastward by a line forty (40) chains distant from and parallel with Greenstone Road.

Schedule examined and certified:

Survey Department,
Wellington, 26th June, 1879.

A BARRON,
Office Surveyor.