

Hon. Mr. McGowan.

## MINING AMENDMENT.

### ANALYSIS.

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| Title.   |   |
| 1. Short Title.                                    | 10. Section 233 of principal Act amended.                 |
| 2. Section 9 of principal Act amended.             | 11. Section 254 of principal Act amended.                 |
| 3. Prospecting over endowments or public reserves. | 12. Section 258 of principal Act amended.                 |
| 4. Section 87 of principal Act amended.            | 13. Section 264 of principal Act amended.                 |
| 5. Minerals associated with gold.                  | 14. Power of inspection by certain departmental officers. |
| 6. Section 99 of principal Act amended.            | 15. Right of inspection by miners.                        |
| 7. Residence-site licenses.                        | 16. Section 333 of principal Act amended.                 |
| 8. Timber-cutting rights. Repeal.                  | 17. Monthly returns of registrations. Repeal.             |
| 9. Liens on dredges.                               | 18. Destruction of surface of pastoral land.              |

### A BILL INTITULED

AN ACT to amend the Mining Act, 1908.

Title.

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

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| 5  | 1. This Act may be cited as the Mining Amendment Act, 1908, and shall form part of and be read together with the Mining Act, 1908 (hereinafter referred to as the principal Act).  | Short Title.                                    |
| 10 | 2. Section nine of the principal Act is hereby amended by omitting the words "by Order in Council."  | Section 9 of principal Act amended.             |
|    | 3. Notwithstanding anything in section sixty-seven of the principal Act, prospecting warrants and prospecting licenses may, with the consent of the trustees, be granted over any endowment or public reserve.   | Prospecting over endowments or public reserves. |
| 15 | 4. Notwithstanding anything to the contrary in section eighty-seven of the principal Act, in the case of an application for a dredging claim comprising portion of a stream which has been previously held as a dredging claim and abandoned the Warden may in his discretion, but subject to the approval of the Minister, grant to the applicant a | Section 87 of principal Act amended.            |
| 20 | special dredging claim of any shape and area.  |   |
|    | 5. Notwithstanding anything in section ninety-six of the principal Act, where gold is associated with other metals or minerals a special claim may be granted, and the holder thereof shall be entitled to all metals or minerals within the boundaries of the   | Minerals associated with gold.                  |
| 25 | claim, and to mine for or remove the same.   |   |

Section 99 of principal Act amended.

6. Section ninety-nine of the principal Act is hereby amended by adding to subparagraph (ii) of paragraph (b) the words, " Provided that if in the case of any claim the Warden is satisfied that on account of climatic conditions work cannot be carried on during at least three months of the year the rent shall not exceed five shillings for any year." 5

Residence-site licenses.

7. An application for a residence-site license shall not be granted unless the applicant is the holder of a miner's right issued in the mining district in which the residence-site applied for is situated, and the miner's right is produced to the Warden. 10

Timber-cutting rights.

8. (1.) All timber-cutting rights shall hereafter be granted by the Commissioner of Crown Lands.

(2.) In Warden's timber-areas such rights shall only be granted with the approval of the Warden.

Repeal.

(3.) Section one hundred and forty-nine of the principal Act is hereby repealed. 15

Liens on dredges.

9. The provisions of section two hundred and fourteen of the principal Act shall extend and apply to wages or contract-moneys earned on a dredge while the dredge is on a claim or in course of removal to or from a claim. 20

Section 233 of principal Act amended.

10. Section two hundred and thirty-three of the principal Act is hereby amended by omitting the proviso to subsection one.

Section 254 of principal Act amended.

11. Section two hundred and fifty-four of the principal Act is hereby amended as follows :—

(a.) As to paragraph (1) thereof: By omitting the words " such appliances " in subparagraph (a), and substituting therefor the words " an adequate spray of water or such other appliances " : 25

(b.) As to paragraph (3) thereof: By omitting the words " three feet directly below or within " in subparagraph (l) : 30

(c.) As to paragraph (9) thereof: By omitting the words " not less than three nor more than four," and substituting therefor the word " three " :

(d.) By inserting after paragraph (37) thereof the following :—  
 "(37A.) Where compressed air is used as the motive power for any machinery, the air-receiver or air-pipe shall have a pressure-gauge so fixed that the engine-driver shall have an uninterrupted view of the pressure-gauge." 35

Section 258 of principal Act amended.

12. Section two hundred and fifty-eight of the principal Act is hereby amended by omitting the words " a duly qualified mining engineer," and substituting therefor the words " a mining engineer approved by the Inspector." 40

Section 264 of principal Act amended.

13. Section two hundred and sixty-four of the principal Act is hereby amended by inserting, after the word " shall " in paragraph (c), the words " within twenty-four hours after the inspection." 45

Power of inspection by certain departmental officers.

14. (1.) The Inspecting Engineer of Mines, or any other officer of the Mines Department who is duly authorised in writing by the Minister, may at any time enter and inspect any mine.

(2.) Section two hundred and seventy-one of the principal Act is hereby amended by repealing paragraph (e). 50

Right of inspection by miners.

15. (1.) Where workmen are employed in a mine, and any of the workmen so employed are members of an industrial union of

workers formed in connection with the gold-mining industry, and registered under the Industrial Conciliation and Arbitration Act, 1908, the said union may, at its own cost, appoint any two persons to inspect the mine, whether those persons are employed in the mine or not.

(2.) The persons so appointed shall have full liberty to visit and inspect every part of the mine, its machinery, treatment plant, and workings, once at least in every month.

(3.) Prior to any such inspection notice in writing, signed by the secretary of the union, shall be served on the certificated manager of the mine.

(4.) The mine-owner and mine-manager may accompany the persons so appointed in their inspection, and shall give them full and free facilities for the inspection.

(5.) The persons so appointed shall make a full and faithful report in writing of the result of their inspection, which report shall be signed by them, and they shall furnish a copy thereof to the owner or manager of the mine, who shall cause the same to be recorded in a book kept at the office of the mine.

(6.) Such book shall at all reasonable times be open to the inspection of any Inspector, or of any workman employed in the mine, or of any officer of the said union, who may take copies of or extracts from the reports recorded therein.

16. Section three hundred and thirty-three of the principal Act is hereby amended as follows:—

Section 333 of principal Act amended.

(a.) By inserting, at the end of paragraph (15), the words "or be retained in the Warden's office from which it was issued."

(b.) By inserting, after the word "affixed" in paragraph (16), the words "or a notice that it is retained in the Warden's office."

17. (1.) The Warden shall furnish to the Minister a monthly return in the prescribed form, setting forth the particulars of all licenses, transfers, forfeitures, and other transactions registered by the Mining Registrar during the preceding month.

Monthly returns of registrations.

(2.) Section four hundred and five of the principal Act is hereby repealed.

Repeal.

18. Wardens shall have power when granting any license, either in respect of Crown or private lands, to impose such conditions, terms, or reservations as shall tend to obviate the destruction of the surface of pastoral or agricultural land the subject of the license.

Destruction of surface of pastoral land.