

(ii.) When it does so relate, a fee of twenty shillings, or such other sum, if any (being in no case less than ten nor more than twenty shillings), as has been agreed to be paid on behalf of His Majesty to the Native owners of the specified block of Native ceded land to which the miner's right relates, as the consideration for the right to authorise mining operations thereon.

65. With respect to miners' rights that relate to any specified block of Native ceded land, the following special provisions shall apply in every case where the prescribed fee exceeds ten shillings, that is to say :—

Special provision as to miners' rights relating to Native land.

1898, No. 38, sec. 63
1901, No. 22, sec. 3

(a.) The Councils of all the respective boroughs and counties entitled to any goldfields revenue of the mining district wherein such block is situate may, by resolution, request that the prescribed fee be fixed at five shillings, and that the difference between that sum and the actual amount of the prescribed fee then in force be deducted from the said goldfields revenue.

(b.) Upon receiving from every such Council a copy of such resolution, certified as correct under the hand of the Mayor or Chairman of the Council that passed it, the Colonial Treasurer shall, by notice in the *Gazette*, fix the prescribed fee at five shillings ; and on and after the date of such notification the prescribed fee shall be five shillings accordingly.

(c.) The Colonial Treasurer shall in each year deduct the aforesaid difference from the goldfields revenue before any apportionment thereof is made amongst the boroughs and counties entitled thereto.

(d.) The amount so deducted shall be paid by the Colonial Treasurer to the Warden, who shall distribute the same amongst the Native owners entitled thereto.

66. A miner's right shall not be deemed to be an element of title to any mining privilege, but shall operate as a personal qualification authorising the holder thereof, whilst it continues in force, to do from time to time all or any of the following things, under and subject to the provisions of this Act, that is to say :—

Rights acquired under a miner's right.

1898, No. 38, sec. 64

(a.) To prospect for any metal or mineral on Crown lands open to prospecting ;

(b.) To take up and hold, without application to or license from the Warden, one ordinary alluvial claim for each miner's right ;

(c.) To make any application under this Act to the Warden or the Warden's Court ;

(d.) To commence any civil suit or proceeding before the Warden or the Warden's Court ;

(e.) To become the transferee of any mining privilege other than a miner's right ;

(f.) Subject to regulations under this Act, to cut timber for his own use from unalienated Crown land open for mining, and, with the consent of the Warden, and on such terms and conditions as are prescribed, to make tramways or roads for that purpose ;