

feet in the case of buildings, races, and dams, and not less than thirty feet in any other case.

(3.) All such conditions heretofore imposed by a Warden are hereby declared to have been validly imposed.

Mineral Licenses.

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Licenses for mining
other minerals than
gold, subject to
subsisting pro-
specting licenses.

1898, No. 38, sec. 90

103. Subject to the provisions of this Act, and on application in that behalf, the Warden may grant mineral licenses authorising the licensees to occupy any Crown land within or outside a mining district for the purpose of mining for any specified metal or mineral other than gold; and, with respect to every such license, the following special provisions shall apply :— 10

- (a.) If any portion of the land applied for is comprised in any subsisting prospecting license, and the applicant is other than the holder thereof, the application shall not be granted as to the portion aforesaid unless and until such holder has, in the prescribed manner, been afforded an opportunity of applying for and obtaining a mineral license in respect of such portion. 15
- (b.) If he does so apply, his application shall have priority; if he declines or neglects so to do, or fails to duly take up the mineral license when granted, his prospecting license shall be deemed to be cancelled as to the portion aforesaid. 20
- (c.) The area of the land comprised in the mineral license shall not exceed three hundred and twenty acres.
- (d.) The licensee shall for every year of the term of the license pay rent at the rate of two shillings and sixpence for every acre or fraction of an acre of the area comprised in the license. 25
- (e.) The licensee shall also pay, in respect of all the specified metals and minerals raised pursuant to the license, such royalty as is specified therein, being not less than one hundredth nor more than one twenty-fifth of their value at the pit's mouth. 30
- (f.) The royalty shall be computed in such manner and paid at such times as are prescribed, and all sums paid in respect of royalty during any period shall, to the extent of the rent payable for the same period, be deemed to be in or towards satisfaction of such rent. 35
- (g.) All rent and royalties received in respect of the license shall be deemed to be goldfields revenue or land revenue, according as the land comprised therein is situate within or outside of a mining district, and in any case where the license comprises both land within and land outside of a mining district the rent and royalties shall be apportioned between goldfields revenue and land revenue in such manner as is prescribed. 40
- (h.) The licensee shall not be entitled to any gold, nor to any other metal or mineral than that specified in the license, nor shall he mine for or remove the same. 45
- (i.) The license shall be deemed to be granted subject to the condition that if and as often as it is found to the satisfaction of the Warden that any portion of the land comprised therein is auriferous, or contains any other metal or mineral than 50

Area.

Rent.

Royalty.

Cancellation if land
auriferous.