

Moneys accruing
from water-races
to be part of
Consolidated Fund.
1894, No. 42, sec. 271
Moneys payable to
be voted by
Parliament.
Ibid, sec. 272

259. All moneys accruing from water-races constructed under this Act shall be paid into the Public Account and form part of the Consolidated Fund.

260. All moneys payable under any agreement made under this Part of this Act shall be paid out of moneys appropriated by Parliament for the purpose. 5

Water-races, &c., held under Mining Acts.

Special provisions
relating to water-
races and works
within mining
districts.
Ibid, sec. 273

261. Whenever in any case it is not expedient that the *preceding* sections of this Part of this Act relating to the proclamation and construction of water-races should be put in force, or whenever any rights to the use of water held under Acts relating to mining or mining districts (or for the construction of works connected therewith) have heretofore been acquired by or on behalf of His Majesty under such Acts, the following provisions shall have effect :— 10

- (a.) His Majesty may in any mining district apply for, receive, and hold any license or other authority to cut, construct, and use any water-race, sludge-channel, tail-race, dam, reservoir, or for any other purpose and in any manner authorised under “The Mining Act, 1898,” or any Act amending the same (which Acts and any regulations for the time being in force thereunder are hereinafter included in the expression “the said Acts”). 15
- (b.) Every such license or other authority shall confer upon His Majesty all rights, powers, remedies, and authorities, and he shall be subject to the same liabilities in respect thereof, as if such license or authority had been issued to him as a private person, except that the same shall not be liable to forfeiture for any cause whatever. 25
- (c.) The Governor may from time to time appoint some person or persons in any mining district under the said Acts, on behalf of His Majesty, to apply for and obtain the issue of any license or other authority as aforesaid under the said Acts, or for the issue of any renewal of any such license or authority. 30
- (d.) And he may in like manner appoint such person or some other person to exercise on behalf of His Majesty all such rights, remedies, and authorities, to execute all instruments or documents, and to perform all such conditions in respect of any such license or other authority in the name and on behalf of His Majesty as he might have or exercise, or could be called upon to perform, if he were a private person holding such license or authority. 40
- (e.) Every such appointment may be limited to some particular power or purpose hereinbefore mentioned, to be specified in the appointment, or may include all such powers or purposes. 45
- (f.) A notification in the *Gazette*, signed or purporting to be signed by the Minister of Mines, or some other member of the Executive Council for the time being acting for such Minister, shall be sufficient evidence that such person has been duly 50