

New South Wales.



ANNO QUINTO DECIMO

GEORGI V REGIS.

Act No. 2, 1924.

An Act to validate certain leases granted under Part IV of the Mining Act, 1906; and for purposes connected therewith. [Assented to, 30th August, 1924.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Mining Leases Short title. (Validation) Act, 1924," and shall be read with the Mining Act, 1906, as amended by subsequent Acts.

(2) The Mining Act, 1906, as so amended, is in this Act referred to as the Principal Act.

2. (1) (a) No lease granted before this Act under Division 3 or Division 4 of Part IV of the Principal Act which would have been valid if the mineral which the lessee is empowered by the lease to mine had been reserved to the Crown, shall be held to be invalid merely on the ground that the mineral was not so reserved. Validation of certain leases, &c.

(b)

Mining Leases (Validation).

(b) Any royalty received by the Crown, whether before or after this Act, under any such lease as aforesaid in respect of any mineral not reserved to the Crown shall be paid by the Crown to the owner of the mineral. The Colonial Treasurer is hereby authorised to make all payments necessary for carrying out the provisions of this paragraph.

(2) No lease granted before this Act under Division 4A of Part IV of the Principal Act which would have been valid if the lands affected thereby had at the date of the lease been alienated, or were at that date in process of alienation with a reservation of gold, or gold and silver only, shall be held to be invalid merely on the ground that the grant of the land affected thereby contains or when issued will contain a reservation of any other mineral.

(3) This section shall not affect any cause of action in respect of which proceedings have been commenced before the first day of June, one thousand nine hundred and twenty-four.

Mining Leases (Validation).

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By Authority :

ALFRED JAMES KENT, Government Printer, Sydney, 1924.

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Myrtle Beach, S. Carolina, 1924

Myrtle Beach, S. Carolina, 1924. A collection of photographs showing the beach and surrounding area. The photographs are arranged in a grid and show various views of the beach, including the ocean, buildings, and people.

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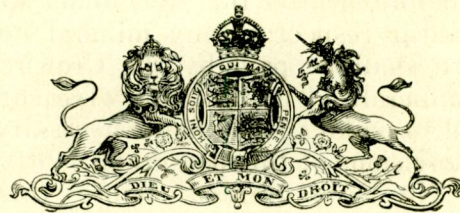
Myrtle Beach, S. Carolina, 1924. A collection of photographs showing the beach and surrounding area. The photographs are arranged in a grid and show various views of the beach, including the ocean, buildings, and people.

I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

W. S. MOWLE,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 21 August, 1924.*

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1. (1) This Act may be cited as the "Mining Leases Short title. (Validation) Act, 1924," and shall be read with the Mining Act, 1906, as amended by subsequent Acts.

(2) The Mining Act, 1906, as so amended, is in this Act referred to as the Principal Act. **2.**

I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.

R. B. WALKER,
Chairman of Committees of the Legislative Assembly.

Mining Leases (Validation).

Validation of
certain
leases, &c.

2. (1) (a) No lease granted before this Act under Division 3 or Division 4 of Part IV of the Principal Act which would have been valid if the mineral which the lessee is empowered by the lease to mine had been reserved to the Crown, shall be held to be invalid merely on the ground that the mineral was not so reserved.

(b) Any royalty received by the Crown, whether before or after this Act, under any such lease as aforesaid in respect of any mineral not reserved to the Crown shall be paid by the Crown to the owner of the mineral. The Colonial Treasurer is hereby authorised to make all payments necessary for carrying out the provisions of this paragraph.

(2) No lease granted before this Act under Division 4A of Part IV of the Principal Act which would have been valid if the lands affected thereby had at the date of the lease been alienated, or were at that date in process of alienation with a reservation of gold, or gold and silver only, shall be held to be invalid merely on the ground that the grant of the land affected thereby contains or when issued will contain a reservation of any other mineral.

(3) This section shall not affect any cause of action in respect of which proceedings have been commenced before the first day of June, one thousand nine hundred and twenty-four.

*In the name and on behalf of His Majesty I assent
to this Act.*

Government House,

Sydney, 30th August, 1924.

D. R. S. DE CHAIR,

Governor.

1924.

Legislative Council.

Mining Leases (Validation) Bill, 1924.

EXPLANATORY NOTE.

THE object of this Bill is to validate certain leases granted under Part IV of the Mining Act, 1906, as subsequently amended.

These leases are of two classes:—

- (1) Certain leases granted under Division 3 and Division 4 of Part IV of the Act affected by the decision of the Privy Council in *Hazeldell Ltd. v. The Commonwealth*, 29 C.L.R., 448.

Provision is made for payment by the Crown of any royalty received under any such lease in respect of a mineral not reserved to the Crown to the owner of the mineral.

- (2) Certain leases granted under Division 4A of the Act. In this case doubt has arisen as to the true construction of Section 70A of the Act, and it is desired to place beyond doubt the validity of leases already granted under the authority of that section.

The Act is not to affect any cause of action in respect of which proceedings have been commenced prior to the 1st of June, 1924.

Division of Conservation, Illinois, 1934

EXPLANATORY NOTE

The following information is given for the purpose of explaining the data presented in the tables on the preceding pages. It is to be understood that the data are based on the best available information and are not necessarily complete or accurate in every detail. The data are presented in the form of tables for the purpose of showing the general character of the data and the relative importance of the different items. The data are presented in the form of tables for the purpose of showing the general character of the data and the relative importance of the different items. The data are presented in the form of tables for the purpose of showing the general character of the data and the relative importance of the different items.

This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

W. S. MOWLE,
Clerk of the Legislative Assembly.
Legislative Assembly Chamber,
Sydney, 30 July, 1924.

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(b) Any royalty received by the Crown, whether before or after this Act, under any such lease as aforesaid in respect of any mineral not reserved to the Crown shall be paid by the Crown to the owner of the mineral. The Colonial Treasurer is hereby authorised to make all payments necessary for carrying out the provisions of this paragraph.

15 (2) No lease granted before this Act under Division 4A of Part IV of the Principal Act which would have been valid if the lands affected thereby had at the date of the lease been alienated, or were at that date in process of alienation with a reservation of gold, 20 or gold and silver only, shall be held to be invalid merely on the ground that the grant of the land affected thereby contains or when issued will contain a reservation of any other mineral.

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