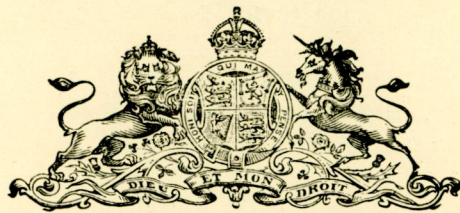


This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

F. B. LANGLEY,
Clerk Assistant
for Clerk of the Legislative Assembly.
Legislative Assembly Chamber,
Sydney, 12 December, 1946.

New South Wales.



ANNO UNDECIMO

GEORGI II VI REGIS.

Act No. , 1946.

An Act to amend the Mining Act, 1906-1935;
and for purposes connected therewith.

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

1. (1) This Act may be cited as the "Mining (Amend- Short title,
ment) Act, 1946." citation
and com-
mencement.

(2) The Mining Act, 1906, as amended by subse-
quent Acts and by this Act, may be cited as the Mining
10 Act, 1906-1946.

(3) This Act shall commence upon a day to be
appointed by the Governor and notified by proclamation
published in the Gazette.

*Mining (Amendment).***2.** The Mining Act, 1906-1935, is amended—Amendment
of Act No. 49,
1906.

- (a) (i) by omitting from subsection two of section thirty-eight the word “a” and by inserting in lieu thereof the word “any”;
- 5 (ii) by inserting at the end of the same subsection the words “or where the term of the lease does not exceed five years during the last year of such term”;
- 10 (b) by inserting in section 39A after the word “may” where firstly occurring the words “with the consent of the Governor”;
- (c) by inserting next after section 39B the following new section:—
- 15 39c. (1) A lease of Crown lands granted under this Act or any Act hereby repealed, the term of which has been renewed pursuant to section 39A of this Act, or a lease of Crown lands to which section 39B of this Act applies, the term of which has been renewed pursuant to that section, may, with the consent of the Governor, be renewed from time to time for such further term not exceeding twenty years and subject to such rents, royalties and other covenants and conditions as the Governor may approve.
- 20 (2) Notwithstanding any other provisions of this Act application for any such renewal may be made at any time during the term of any such lease.
- 25 (d) (i) by omitting subsection one of section sixty-two and by inserting in lieu thereof the following subsection:—
- 30 (1) A lease granted under this Part may be for any term not exceeding twenty years.
- (ii)

Sec. 38.
(Term of
renewal of
leases.)Sec. 39A.
(Renewal of
Crown lands
lease for
further
term.)New sec.
39c.Renewals of
Crown
lands
leases
for further
terms.Sec. 62.
(Term of
lease.)

Mining (Amendment).

(ii) by omitting subsection three of the same section and by inserting in lieu thereof the following subsections:—

5 (3) Any such lease may, with the consent of the Governor, be renewed for any term not exceeding twenty years.

(4) The renewal shall be subject to such rents, royalties, and other covenants and conditions as the Governor may approve.

10 (e) by inserting next after section sixty-two the following new section:— New sec. 62A.

15 62A. (1) Any lease granted under this Part of this Act, or any lease of private lands granted under any Act repealed by this Act, the term of which has been renewed whether before or after the commencement of the Mining (Amendment) Act, 1946, may, with the consent of the Governor, be renewed from time to time for such further term not exceeding twenty years as the Governor may approve. Renewal for further term.

20 (2) Any renewal granted in pursuance of this section shall be subject to such rents, royalties, and other covenants and conditions as the Governor may approve.

25 (f) by inserting at the end of subsection one of section 70c the following words:— Sec. 70c. (Royalty payable.)

30 Provided that upon any renewal of a lease under this Division the Governor may in respect of such renewal vary the amount payable by way of royalty under paragraph (a) or paragraph (b) of this subsection in such manner as he may determine.

35 For the purposes of subsection two of this section the amount determined by the Governor in respect of any such renewal pursuant to the foregoing provision shall, in respect of such renewal, be deemed to be the amount prescribed by paragraph (a) or paragraph (b) of this subsection, as the case may be.

(g)

Mining (Amendment).

(g) by omitting subsections three and four of section eighty-six and by inserting in lieu thereof the following subsections:—

Sec. 86.
(Governor may grant leases for dredging, etc.)

5 (3) A lease granted under this Part may be for any term not exceeding twenty years.

(4) Any such lease may, with the consent of the Governor, be renewed for any further term not exceeding twenty years.

10 (5) The renewal shall be subject to such rents, royalties, and other covenants and conditions as the Governor may approve.

(h) by inserting next after section eighty-six the following new section:—

New sec. 86A.

15 86A. (1) Any lease granted under this Part of this Act, or any dredging lease granted under any Act repealed by this Act, the term of which has been renewed whether before or after the commencement of the Mining (Amendment) Act, 1946, may, with the consent of the Governor, be renewed from time to time for such further term not exceeding twenty years as the Governor may approve.

Renewal of leases for further term.

20 (2) Any renewal granted in pursuance of this section shall be subject to such rents, royalties, and other covenants and conditions as the Governor may approve.

25

Mining (Amendment) Bill, 1946.

EXPLANATORY NOTE.

THE objects of this Bill are—

- (a) to provide that the period for which mining leases under the Mining Act or Acts repealed thereby may be renewed shall be such period not exceeding twenty years as the Governor may approve;
- (b) to remove restrictions on the number of renewals of any such leases that may be granted;
- (c) to enable leases of privately owned minerals to be renewed on conditions as to royalty similar to those on which leases of private lands containing minerals owned by the Crown may be renewed.

No. , 1946.

A BILL

To amend the Mining Act, 1906-1935;
and for purposes connected therewith.

[MR. BADDELEY;—10 December, 1946.]

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

1. (1) This Act may be cited as the "Mining (Amend-
ment) Act, 1946."

Short title,
citation
and com-
mencement.

(2) The Mining Act, 1906, as amended by subse-
quent Acts and by this Act, may be cited as the Mining
10 Act, 1906-1946.

(3) This Act shall commence upon a day to be
appointed by the Governor and notified by proclamation
published in the Gazette.

*Mining (Amendment).***2.** The Mining Act, 1906-1935, is amended—Amendment
of Act No. 49,
1906.

- (a) (i) by omitting from subsection two of section thirty-eight the word “a” and by inserting in lieu thereof the word “any”;
- 5 (ii) by inserting at the end of the same subsection the words “or where the term of the lease does not exceed five years during the last year of such term”;
- 10 (b) by inserting in section 39A after the word “may” where firstly occurring the words “with the consent of the Governor”;
- (c) by inserting next after section 39B the following new section:—
- 15 39c. (1) A lease of Crown lands granted under this Act or any Act hereby repealed, the term of which has been renewed pursuant to section 39A of this Act, or a lease of Crown lands to which section 39B of this Act applies, the term of which has been renewed pursuant to that section, may, with the consent of the Governor, be renewed from time to time for such further term not exceeding twenty years and subject to such rents, royalties and other covenants and conditions as the Governor may approve.
- 20 (2) Notwithstanding any other provisions of this Act application for any such renewal may be made at any time during the term of any such lease.
- 25 (d) (i) by omitting subsection one of section sixty-two and by inserting in lieu thereof the following subsection:—
- 30 (1) A lease granted under this Part may be for any term not exceeding twenty years.
- (ii)

Sec. 38.
(Term of
renewal of
leases.)Sec. 39A.
(Renewal of
Crown lands
lease for
further
term.)New sec.
39c.Renewals of
Crown
lands
leases
for further
terms.Sec. 62.
(Term of
lease.)

Mining (Amendment).

(ii) by omitting subsection three of the same section and by inserting in lieu thereof the following subsections:—

5

(3) Any such lease may, with the consent of the Governor, be renewed for any term not exceeding twenty years.

(4) The renewal shall be subject to such rents, royalties, and other covenants and conditions as the Governor may approve.

10

(e) by inserting next after section sixty-two the following new section:—

New sec. 62A.

15

62A. (1) Any lease granted under this Part of this Act, or any lease of private lands granted under any Act repealed by this Act, the term of which has been renewed whether before or after the commencement of the Mining (Amendment) Act, 1946, may, with the consent of the Governor, be renewed from time to time for such further term not exceeding twenty years as the Governor may approve.

Renewal for further term.

20

(2) Any renewal granted in pursuance of this section shall be subject to such rents, royalties, and other covenants and conditions as the Governor may approve.

25

(f) by inserting at the end of subsection one of section 70c the following words:—

Sec. 70c. (Royalty payable.)

30

Provided that upon any renewal of a lease under this Division the Governor may in respect of such renewal vary the amount payable by way of royalty under paragraph (a) or paragraph (b) of this subsection in such manner as he may determine.

35

For the purposes of subsection two of this section the amount determined by the Governor in respect of any such renewal pursuant to the foregoing provision shall, in respect of such renewal, be deemed to be the amount prescribed by paragraph (a) or paragraph (b) of this subsection, as the case may be.

(g)

Mining (Amendment).

(g) by omitting subsections three and four of section eighty-six and by inserting in lieu thereof the following subsections:—

Sec. 86.
(Governor may grant leases for dredging, etc.)

5 (3) A lease granted under this Part may be for any term not exceeding twenty years.

(4) Any such lease may, with the consent of the Governor, be renewed for any further term not exceeding twenty years.

10 (5) The renewal shall be subject to such rents, royalties, and other covenants and conditions as the Governor may approve.

(h) by inserting next after section eighty-six the following new section:—

New sec. 86A.

15 86A. (1) Any lease granted under this Part of this Act, or any dredging lease granted under any Act repealed by this Act, the term of which has been renewed whether before or after the commencement of the Mining (Amendment) Act, 1946, may, with the consent of the Governor, be renewed from time to time for such further term not exceeding twenty years as the Governor may approve.

Renewal of leases for further term.

20
25 (2) Any renewal granted in pursuance of this section shall be subject to such rents, royalties, and other covenants and conditions as the Governor may approve.

New South Wales.



ANNO UNDECIMO

GEORGII VI REGIS.

Act No. 53, 1946.

An Act to amend the Mining Act, 1906-1935;
and for purposes connected therewith.
[Assented to, 24th December, 1946.]

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 (Amendment) Act, 1946."

(2) The Mining Act, 1906, as amended by subsequent Acts and by this Act, may be cited as the Mining Act, 1906-1946.

(3) This Act shall commence upon a day to be appointed by the Governor and notified by proclamation published in the Gazette.

Short title,
citation
and com-
mencement.

Mining (Amendment).

Amendment
of Act No. 49,
1906.

2. The Mining Act, 1906-1935, is amended—

Sec. 38.
(Term of
renewal of
leases.)

- (a) (i) by omitting from subsection two of section thirty-eight the word “a” and by inserting in lieu thereof the word “any”;
- (ii) by inserting at the end of the same subsection the words “or where the term of the lease does not exceed five years during the last year of such term”;

Sec. 39A.
(Renewal of
Crown lands
lease for
further
term.)

- (b) by inserting in section 39A after the word “may” where firstly occurring the words “with the consent of the Governor”;

New sec.
39C.

- (c) by inserting next after section 39B the following new section:—

Renewals of
Crown
lands
leases
for further
terms.

39c. (1) A lease of Crown lands granted under this Act or any Act hereby repealed, the term of which has been renewed pursuant to section 39A of this Act, or a lease of Crown lands to which section 39B of this Act applies, the term of which has been renewed pursuant to that section, may, with the consent of the Governor, be renewed from time to time for such further term not exceeding twenty years and subject to such rents, royalties and other covenants and conditions as the Governor may approve.

(2) Notwithstanding any other provisions of this Act application for any such renewal may be made at any time during the term of any such lease.

Sec. 62.
(Term of
lease.)

- (d) (i) by omitting subsection one of section sixty-two and by inserting in lieu thereof the following subsection:—

(1) A lease granted under this Part may be for any term not exceeding twenty years.

(ii)

Mining (Amendment).

- (ii) by omitting subsection three of the same section and by inserting in lieu thereof the following subsections:—
- (3) Any such lease may, with the consent of the Governor, be renewed for any term not exceeding twenty years.
- (4) The renewal shall be subject to such rents, royalties, and other covenants and conditions as the Governor may approve.
- (e) by inserting next after section sixty-two the following new section:—

New sec.
62A.

62A. (1) Any lease granted under this Part of this Act, or any lease of private lands granted under any Act repealed by this Act, the term of which has been renewed whether before or after the commencement of the Mining (Amendment) Act, 1946, may, with the consent of the Governor, be renewed from time to time for such further term not exceeding twenty years as the Governor may approve.

Renewal
for
further
term.

(2) Any renewal granted in pursuance of this section shall be subject to such rents, royalties, and other covenants and conditions as the Governor may approve.

- (f) by inserting at the end of subsection one of section 70c the following words:—

Sec. 70c.
(Royalty
payable.)

Provided that upon any renewal of a lease under this Division the Governor may in respect of such renewal vary the amount payable by way of royalty under paragraph (a) or paragraph (b) of this subsection in such manner as he may determine.

For the purposes of subsection two of this section the amount determined by the Governor in respect of any such renewal pursuant to the foregoing provision shall, in respect of such renewal, be deemed to be the amount prescribed by paragraph (a) or paragraph (b) of this subsection, as the case may be.

(g)

Mining (Amendment).

Sec. 86.

(Governor may grant leases for dredging, etc.)

(g) by omitting subsections three and four of section eighty-six and by inserting in lieu thereof the following subsections:—

(3) A lease granted under this Part may be for any term not exceeding twenty years.

(4) Any such lease may, with the consent of the Governor, be renewed for any further term not exceeding twenty years.

(5) The renewal shall be subject to such rents, royalties, and other covenants and conditions as the Governor may approve.

New sec. 86A.

Renewal of leases for further term.

(h) by inserting next after section eighty-six the following new section:—

86A. (1) Any lease granted under this Part of this Act, or any dredging lease granted under any Act repealed by this Act, the term of which has been renewed whether before or after the commencement of the Mining (Amendment) Act, 1946, may, with the consent of the Governor, be renewed from time to time for such further term not exceeding twenty years as the Governor may approve.

(2) Any renewal granted in pursuance of this section shall be subject to such rents, royalties, and other covenants and conditions as the Governor may approve.

By Authority:

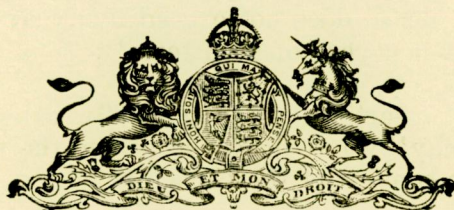
THOMAS HENRY TENNANT, Government Printer, Sydney, 1947.

[3d.]

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.

F. B. LANGLEY,
Clerk Assistant
for Clerk of the Legislative Assembly.
Legislative Assembly Chamber,
Sydney, 19 December, 1946.

New South Wales.



ANNO UNDECIMO

GEORGII VI REGIS.

Act No. 53, 1946.

An Act to amend the Mining Act, 1906-1935;
and for purposes connected therewith.
[Assented to, 24th December, 1946.]

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 (Amendment) Act, 1946." Short title, citation and commencement.

(2) The Mining Act, 1906, as amended by subsequent Acts and by this Act, may be cited as the Mining Act, 1906-1946.

(3) This Act shall commence upon a day to be appointed by the Governor and notified by proclamation published in the Gazette.

2.

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

G. BOOTH,
Chairman of Committees of the Legislative Assembly.

Mining (Amendment).

Amendment
of Act No. 49,
1906.

2. The Mining Act, 1906-1935, is amended—

Sec. 38.
(Term of
renewal of
leases.)

- (a) (i) by omitting from subsection two of section thirty-eight the word “a” and by inserting in lieu thereof the word “any”;
- (ii) by inserting at the end of the same subsection the words “or where the term of the lease does not exceed five years during the last year of such term”;

Sec. 39A.
(Renewal of
Crown lands
lease for
further
term.)

- (b) by inserting in section 39A after the word “may” where firstly occurring the words “with the consent of the Governor”;

New sec.
39c.

- (c) by inserting next after section 39B the following new section:—

Renewals of
Crown
lands
leases
for further
terms.

39c. (1) A lease of Crown lands granted under this Act or any Act hereby repealed, the term of which has been renewed pursuant to section 39A of this Act, or a lease of Crown lands to which section 39B of this Act applies, the term of which has been renewed pursuant to that section, may, with the consent of the Governor, be renewed from time to time for such further term not exceeding twenty years and subject to such rents, royalties and other covenants and conditions as the Governor may approve.

(2) Notwithstanding any other provisions of this Act application for any such renewal may be made at any time during the term of any such lease.

Sec. 62.
(Term of
lease.)

- (d) (i) by omitting subsection one of section sixty-two and by inserting in lieu thereof the following subsection:—

(1) A lease granted under this Part may be for any term not exceeding twenty years.

(ii)

Mining (Amendment).

- (ii) by omitting subsection three of the same section and by inserting in lieu thereof the following subsections:—
- (3) Any such lease may, with the consent of the Governor, be renewed for any term not exceeding twenty years.
- (4) The renewal shall be subject to such rents, royalties, and other covenants and conditions as the Governor may approve.
- (e) by inserting next after section sixty-two the following new section:— New sec.
62A.
- 62A. (1) Any lease granted under this Part of this Act, or any lease of private lands granted under any Act repealed by this Act, the term of which has been renewed whether before or after the commencement of the Mining (Amendment) Act, 1946, may, with the consent of the Governor, be renewed from time to time for such further term not exceeding twenty years as the Governor may approve. Renewal
for
further
term.
- (2) Any renewal granted in pursuance of this section shall be subject to such rents, royalties, and other covenants and conditions as the Governor may approve.
- (f) by inserting at the end of subsection one of section 70c the following words:— Sec. 70c.
(Royalty
payable.)
- Provided that upon any renewal of a lease under this Division the Governor may in respect of such renewal vary the amount payable by way of royalty under paragraph (a) or paragraph (b) of this subsection in such manner as he may determine.
- For the purposes of subsection two of this section the amount determined by the Governor in respect of any such renewal pursuant to the foregoing provision shall, in respect of such renewal, be deemed to be the amount prescribed by paragraph (a) or paragraph (b) of this subsection, as the case may be.
- (g)

Mining (Amendment).

Sec. 86.
(Governor
may grant
leases for
dredging,
etc.)

(g) by omitting subsections three and four of section eighty-six and by inserting in lieu thereof the following subsections:—

(3) A lease granted under this Part may be for any term not exceeding twenty years.

(4) Any such lease may, with the consent of the Governor, be renewed for any further term not exceeding twenty years.

(5) The renewal shall be subject to such rents, royalties, and other covenants and conditions as the Governor may approve.

New sec.
86A.

(h) by inserting next after section eighty-six the following new section:—

Renewal
of leases
for further
term.

86A. (1) Any lease granted under this Part of this Act, or any dredging lease granted under any Act repealed by this Act, the term of which has been renewed whether before or after the commencement of the Mining (Amendment) Act, 1946, may, with the consent of the Governor, be renewed from time to time for such further term not exceeding twenty years as the Governor may approve.

(2) Any renewal granted in pursuance of this section shall be subject to such rents, royalties, and other covenants and conditions as the Governor may approve.

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

NORTHCOTT,
Governor.

*Government House,
Sydney, 24th December, 1946.*