

## No. XXVIII.

MINING ACT  
AMENDMENT.

### An Act to amend the Act 37 Victoria No. 13. [20th May, 1880.]

Preamble

WHEREAS it is deemed expedient to remove doubts which have arisen as to the right to occupy for mining purposes lands which have been applied or dedicated as a temporary Common Be it therefore enacted by the Queen's Most Excellent Majesty by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales and by the authority of the same as follows:—

Temporary Commons  
to be and be deemed  
Crown Lands.

1. Notwithstanding anything to the contrary contained in the Mining Act thirty-seventh Victoria number thirteen the land comprised in any temporary Common within any gold field proclaimed or to be proclaimed shall for the purposes of the said Act be and be deemed Crown land Provided always that lands within such Commons comprised in any authorities granted by the Governor under the twenty-seventh section of the said Act or in any permission granted by the Secretary for Mines under the twenty-eighth section of the said Act shall not become Crown lands as aforesaid until such authority or permission shall be cancelled by the Governor or the Secretary for Mines as the case may be.

Commencement of  
Act.

2. This Act shall come into operation on the first day of July but no person or persons except such as were actually occupying for mining purposes land within a temporary Common as aforesaid under a lease from the Crown or under miners' rights or mineral licenses prior to and on the first day of July one thousand eight hundred and eighty shall be entitled in virtue of any miner's right or mineral license to take possession of any such land for the purpose of making a title thereto or of mining thereon or therein for gold or any other metal or mineral until this Act shall have been in operation sixty days.