



ANNO PRIMO

EDWARDI VII REGIS.

A.D. 1901.

No. 772.

An Act to amend the "Mining on Private Property Act, 1888," and "The Mining on Private Property Amendment Act, 1899."

[Assented to, December 21st, 1901.]

BE it Enacted by the Governor, with the advice and consent of the Parliament of South Australia, as follows:

1. This Act may be cited as the "Mining on Private Property Amendment Act, 1901," and shall be incorporated with the "Mining on Private Property Act, 1888" (hereafter called the principal Act), and its amendments.

Short title and incorporation.

2. If any lessee holding a mining lease under Part III. of the principal Act, whether the same shall have been granted prior to the passing of this Act or not, shall not, during at least eight months during every year of the term of such lease, employ and keep employed in mining upon the land comprised in such lease one man for every five acres of such land held under auriferous lease, or one man for every ten acres of such land under other mining lease (provided that the number of men employed on any lease shall be not less than three), the Minister of Mines may cancel such lease; and shall thereupon insert a notice in the *Government Gazette* declaring the lease to be cancelled. Every such notice shall be conclusive evidence that the lease was legally cancelled, and the land, mines, and premises comprised therein shall be capable of being dealt with by the owner as if such lease had never been granted; and the Registrar-General shall, at the request of the Minister of Mines, make the entries in the Register Book necessary to give effect to such cancellation and forfeiture.

Minister may forfeit lease for non-compliance with working conditions.

3. The

Mining on Private Property Amendment Act.—1901.

Provisions of section 2 in addition to, and not in restriction of, owners' rights.

3. The provisions made by clause 2 of this Act are in addition to, and not in restriction of, any right or remedy of the owner.

Providing for facility of service where owner unknown.

4. In section 8 of "The Mining on Private Property Amendment Act, 1899," next after the word "notice," wherever that word occurs, shall be read the words "summons, order, or other document, or proposed document." In the same section shall be read at the end and as forming part of sub-section (b) the words "Provided that if any notice, summons, order, or other document, or proposed document shall exceed seventy-two words it shall not be necessary to advertise the same, but it shall be sufficient in the advertisement to state the general nature thereof, and where the same can be inspected."

Section 8 of Act 728 of 1899 extended.

In the name and on behalf of His Majesty, I hereby assent to this Bill.

TENNYSON, Governor.