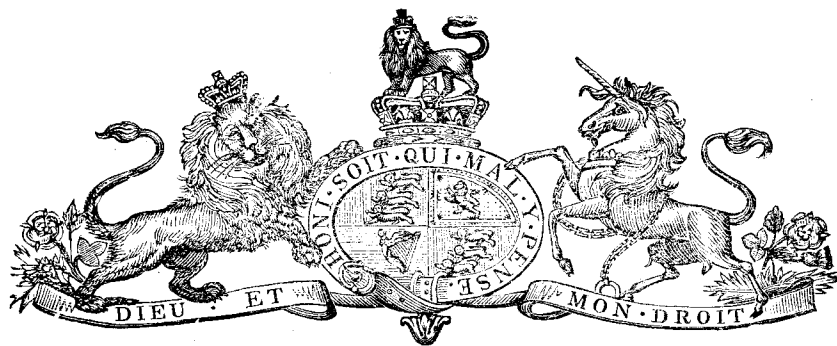


T A S M A N I A



1899.

ANNO SEXAGESIMO-TERTIO

VICTORIÆ REGINÆ,

No. 45.

Amended 1899

AN ACT to appropriate certain Sums arising A.D. 1899.
from the Consolidated Revenue Fund for
the payment of Grants for the encourage-
ment of Deep Sinking and Working for
Gold and Minerals, and for other purposes.
[22 December, 1899.]

BE it enacted by His Excellency the Governor of *Tasmania*, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

1 This Act may be cited for all purposes as “The Deep Sinking Short title.
Encouragement Act, 1899.”

2 In this Act and any Regulations made hereunder, unless the Interpretation.
context otherwise determines, the words “*Gazette*,” “Gold,” “Inspector
of Mines,” “Inspector,” “Machinery,” “Mine,” “Mineral,”
“Minister,” “Person,” shall be interpreted in the manner set forth in
Section Four of “The Mining Act, 1893;” and the word “prescribed”
shall mean prescribed by this Act or by any Regulation made under
this Act.

3 For the encouragement of deep sinking for gold and minerals Appropriation of
the Treasurer may, out of the Consolidated Revenue Fund of the £5000 in aid of
Colony of *Tasmania*, in the manner hereinafter provided, advance and deep sinking.
pay any sum or sums of money not exceeding in the whole the sum of

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A.D. 1899.

Five thousand Pounds, and any repayments which may be made to the Treasurer under this Act shall be applied by him for the purposes of this Act.

Moneys payable by Warrant of Governor.

4 All moneys paid under the authority of this Act shall be paid by the Treasurer to such persons in such proportions and on such days as the Governor by any warrant under his hand from time to time orders and directs, and the payments so to be made shall be charged upon and payable out of the Consolidated Revenue Fund of the Colony.

Credit to be given to Treasurer in accounts.

5 The Treasurer shall be allowed credit in his accounts for any sums of money paid by him in pursuance of any such warrant as aforesaid; and the receipts of the respective persons to whom the same are so paid shall be a full and valid discharge to the Treasurer in passing his said accounts for any such sums as are therein mentioned, and he shall receive credit for the same accordingly.

Conditions of aid.

6 Any moneys so paid shall be payable only in the proportion of Two Pounds for every One Pound expended by any person, after the approval of his application by the Minister, in deep sinking for gold or minerals, and on condition that the locality of the operations shall have been first approved by the Minister, and upon compliance with the terms of this Act and any Regulations made hereunder. No person shall be entitled to be paid under this Act, any sum or sums of money which shall exceed in the aggregate the sum of Two thousand Pounds.

Restrictions on allotment of money.

7 No allotment of any part of such moneys shall be made to any person in respect of any mine:—

i. Unless prior to the approval of the application a depth of Seven hundred feet vertically from the natural surface of the mine has been first attained: nor

ii. Unless the shaft giving access to the deep sinking operations aided with moneys provided by this Act is in such order and condition, and is kept in such order and condition as may be prescribed: nor

iii. If any profits have been received from the proceeds of working such mine within Two years preceding the application: nor

iv. If a dividend has been declared by a company from the profits of working such mine within Two years preceding the application.

Certain persons and companies precluded.

Provided, that the Minister, with the consent of the Governor in Council, may, in case of a mine where a shaft has been at the time of application sunk to a depth of at least One thousand feet, order that an allotment of such moneys be made in respect of the expenditure to be incurred for any cross-cutting, drive, or tunnel from a level in such shaft, not being less than One thousand feet from the natural surface, in the proportion of One Pound for One Pound expended by the applicant; but all the provisions of this Act and of any Regulation made hereunder, save as altered by this proviso, shall apply to every such case.

Moneys advanced to be charge on mine.

8 All moneys paid to any person or company under the provisions of this Act, shall be and are hereby charged upon the mine mentioned in the application in respect of which the same is expended to the extent that

Deep Sinking Encouragement.

no profits shall be taken by any person at any time owning such property, or paid away by any company at any time owning such property to its shareholders, until the amount of such moneys shall have been repaid to the Treasurer, and every person or company receiving advances under this Act, or at any time owning any such mine as aforesaid, shall be liable to comply with the terms of this Section, and the Treasurer may take any proceedings at law or in equity to compel compliance herewith. A.D. 1899.

9 All deep sinking, driving, cross-cutting, or tunnelling operations aided with moneys provided by this Act shall be done upon specifications approved by the Minister, and no payment shall be authorised except for labour actually employed, or explosives or materials actually used, in sinking the shaft, driving, cross-cutting, or tunnelling. How moneys to be expended.

10 The Governor in Council may at any time and from time to time make, alter, or repeal Regulations for all or any of the following matters, namely :— Regulations.

- i. Prescribing the form of agreement to be entered into by every person or company receiving any moneys under this Act :
- ii. Prescribing the form of application and the particulars to be therein supplied, and the times within which such applications will from time to time be received, and the periods within which, after any applicant has been notified of an allotment, the work of sinking must proceed, and the mode of continuing such work, with power to provide for a *pro rata* allotment amongst applicants of any moneys available under this Act :
- iii. Providing that any moneys which have been allotted to applicants who fail to comply with the terms of their agreement or with the provisions of this Act or any Regulation made hereunder, may be paid to other applicants who fulfil such conditions, but so as that the limit as to amount to be paid to any one applicant as herein prescribed is not exceeded :
- iv. Providing for the inspection of the mine, the method and time of payment of the moneys allotted, the accounts and vouchers to be supplied before payment is made :
- v. And generally for carrying into effect the purposes of this Act.

11—(1.) All Regulations when made shall be published in the *Gazette*, and shall while in force be valid in law as if the same were enacted in this Act. Publication of Regulations.

(2.) All Regulations shall be laid before Parliament within One month after the making thereof, if Parliament be then in Session, or if not, then within Fourteen days after the commencement of the next Session of Parliament.

