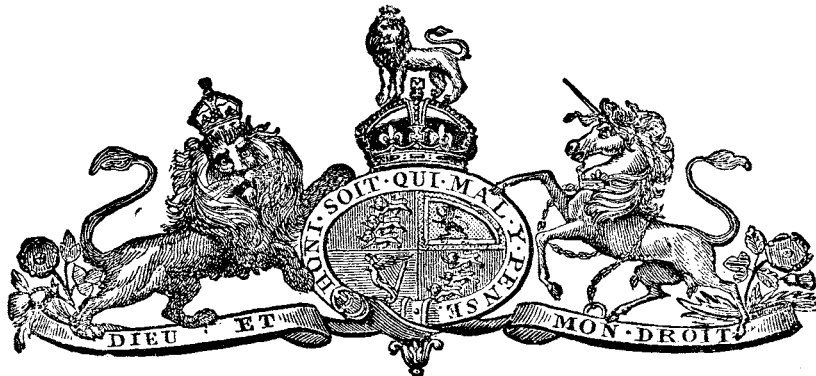


TASMANIA.



1926.

ANNO SEXTO DECIMO

GEORGII V. REGIS.

No. 73.

ANALYSIS.

1. Short title.
2. Power to surrender portion of mining lease.
3. Power to grant lease under 2 Geo. V. No. 64 on special terms.
4. Company's interest to cease if mining lease determined.
5. Company not to sell land without Governor's approval.

AN ACT to enable the Electrolytic Zinc Company of Australasia Limited to surrender portion of certain Land held by it under Mining Lease, and to acquire the same upon Special Terms under the provisions of the Crown Lands Act, 1911.

A.D. 1926.

[9 March, 1926.]

WHEREAS Electrolytic Zinc Company of Australasia Limited (in this Act referred to as "the Company") is the holder of a special lease of one thousand three hundred and twenty acres of land in the vicinity of the Town of Rosebery under the provisions of the Mount Read and Rosebery Mines Limited Leases Act, 1917, and the Mining Act, 1917, known as Number 9075-M, and is the transferee of a special lease of three hundred and fifty-nine acres of land in the vicinity of the said town originally granted to the Trimetallic Syndicate Limited under the provisions of the Trimetallic Syndicate Limited's Act, 1910, and the Mining Act, 1905, known as 5669-M :

PREAMBLE.

10d.]

Electrolytic Zinc Company's Rosebery Lease Enabling.

A.D. 1926.

And whereas the Company is desirous of acquiring a lease of portions of the said one thousand three hundred and twenty acres, and three hundred and fifty-nine acres, with an option of purchase thereon, under the provisions of the Crown Lands Act, 1911, upon the terms and conditions hereinafter set forth, for the purpose of providing residential areas for the Company's employees :

And whereas it is desirable to make provision to enable the Company to give effect to its said purpose :

Be it therefore 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 :—

Short title.

1 This Act may be cited as "The Electrolytic Zinc Company's Rosebery Lease Enabling Act, 1926."

Power to surrender portion of mining lease.

2—(1) The Company, with the consent of the Governor, may surrender all or any of those three pieces of land described in the schedule to this Act, and shown in the plans in the said schedule and therein surrounded respectively by red boundary lines, being portions of the land comprised in its said mining leases, Numbers 9075-M and 5669-M, to a depth of fifty feet from the surface thereof.

(2) The said pieces of land so surrendered shall thereupon cease to be subject to the said mining leases to the extent of fifty feet from the surface thereof, and such leases shall take effect as if the same had been granted exclusive of the surface of the land so surrendered, but including the land beneath such surface at a depth beyond such fifty feet as aforesaid.

7 Geo. V. No. 62

(3) The land so surrendered shall be exempt from the provisions of the Mining Act, 1917, so long as the same is held by the Company or its assigns in pursuance of the provisions of this Act, but such exemption shall not extend to any portion of such land which, being Crown land, may at any time cease to be subject to any lease to the Company or its assigns, and shall not exclude the operation of the provisions of the Mining Act, 1917, as to mining on private property, so far as the same may be applicable to such land or any portion thereof.

Power to grant lease under 2 Geo. V. No. 64 on special terms.

3—(1) At any time after the surrender of such land as aforesaid, it shall be lawful for the Commissioner of Crown Lands, with the consent of the Governor, to grant to the Company a lease or leases of such land under the provisions of the Crown Lands Act, 1911, as herein modified.

(2) The term of every such lease may be for a period not exceeding the unexpired residue of the term of the Company's said mining lease of the land of which the land thereby demised formed part, or any mining lease issued to the Company in substitution for the existing lease thereof.

(3) The annual rent to be reserved by every such lease shall be at the rate of Five Shillings per acre.

Electrolytic Zinc Company's Rosebery Lease Enabling.

(4) Every such lease shall contain a provision that the lessee may, at any time during the currency thereof, purchase the land demised or any part thereof at a price calculated at the rate of Five Pounds per acre, to be paid in cash upon the completion of such purchase. A.D. 1926.

(5) Upon any such purchase as aforesaid the land so purchased may be granted to the Company or its assigns, and thereupon the lease comprising the same shall have effect in respect of the residue, if any, of the land therein comprised in the same manner and to the same extent as if the same had been granted in respect of such residue only.

4 If at any time during the continuance of any lease granted to the Company in pursuance of this Act the Company's said mining leases shall be forfeited or otherwise determined, and the Company shall cease for a period of three months to be the holder of a lease or leases in renewal of or substitution for such mining leases, every such lease granted in pursuance of this Act shall, upon the expiration of such period of three months, be determined and cease to have effect. Company's interest to cease if mining lease determined.

5 The Company may sell and dispose of the whole or any portion of any land purchased by and granted to it under the provisions of this Act with the approval of the Governor, but not otherwise. Company not to sell land without Governor's approval.

SCHEDULE.

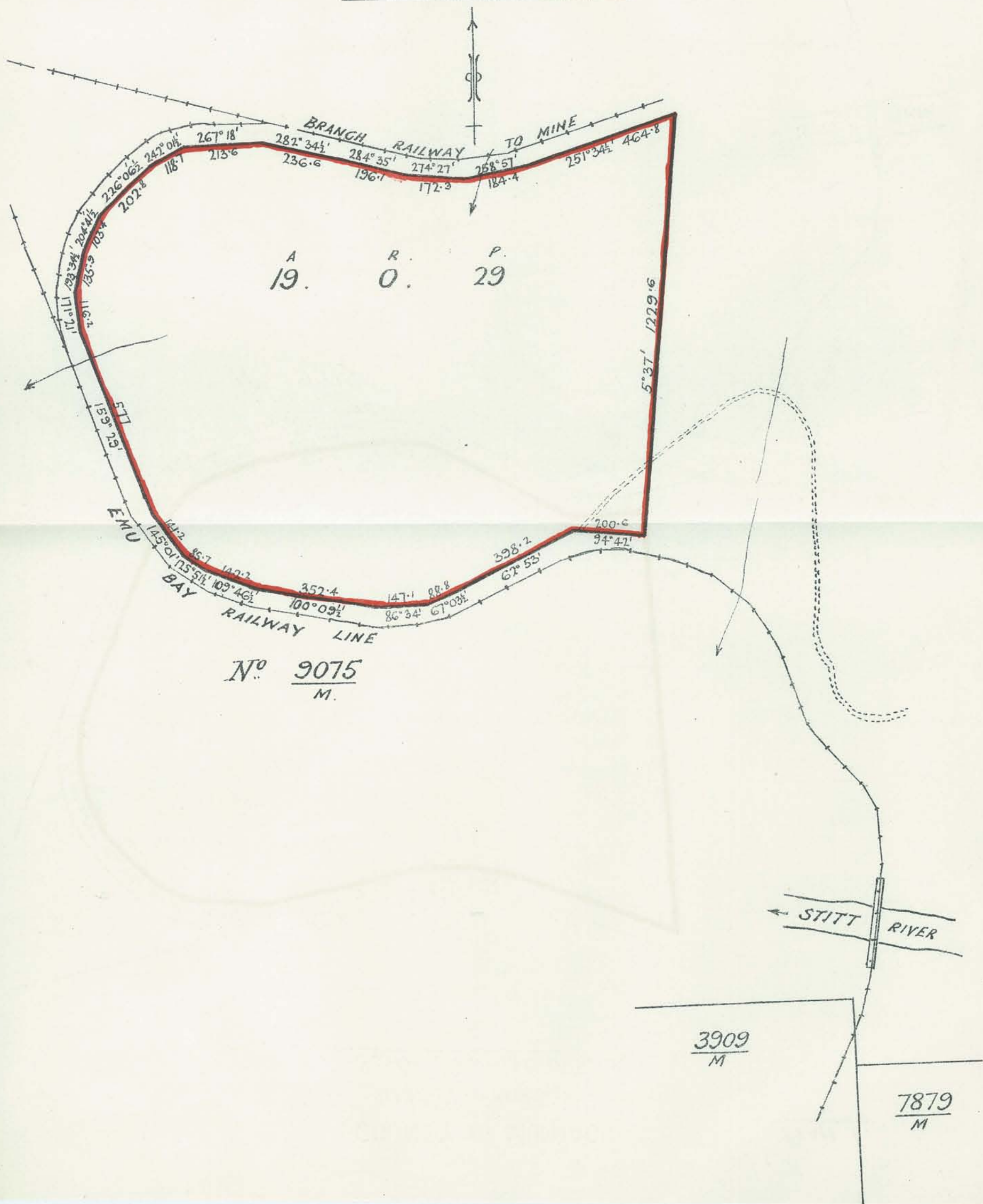
First all that piece of land being portion of Lease Number 9075-M containing nineteen acres and twenty-nine perches situated between the Emu Bay Railway from Burnie to Zeehan and the Company's branch line to the Company's mine :

Secondly all that piece of land being other portion of the said Lease Number 9075-M containing twenty-six acres one rood and eight perches situated to the north of the Town of Rosebery and east of Rosebery Creek : and

Thirdly all that piece of land being portion of Lease Number 5669-M containing seven acres one rood and five perches situated to the west of Chamberlain Creek as the said pieces of land are shown in the plans hereunder numbered I. II. and III. respectively and therein surrounded by red boundary lines.

COUNTY OF MONTAGU
VICINITY OF ROSEBERY
Scale 3 chains to an inch.

PLAN. I.

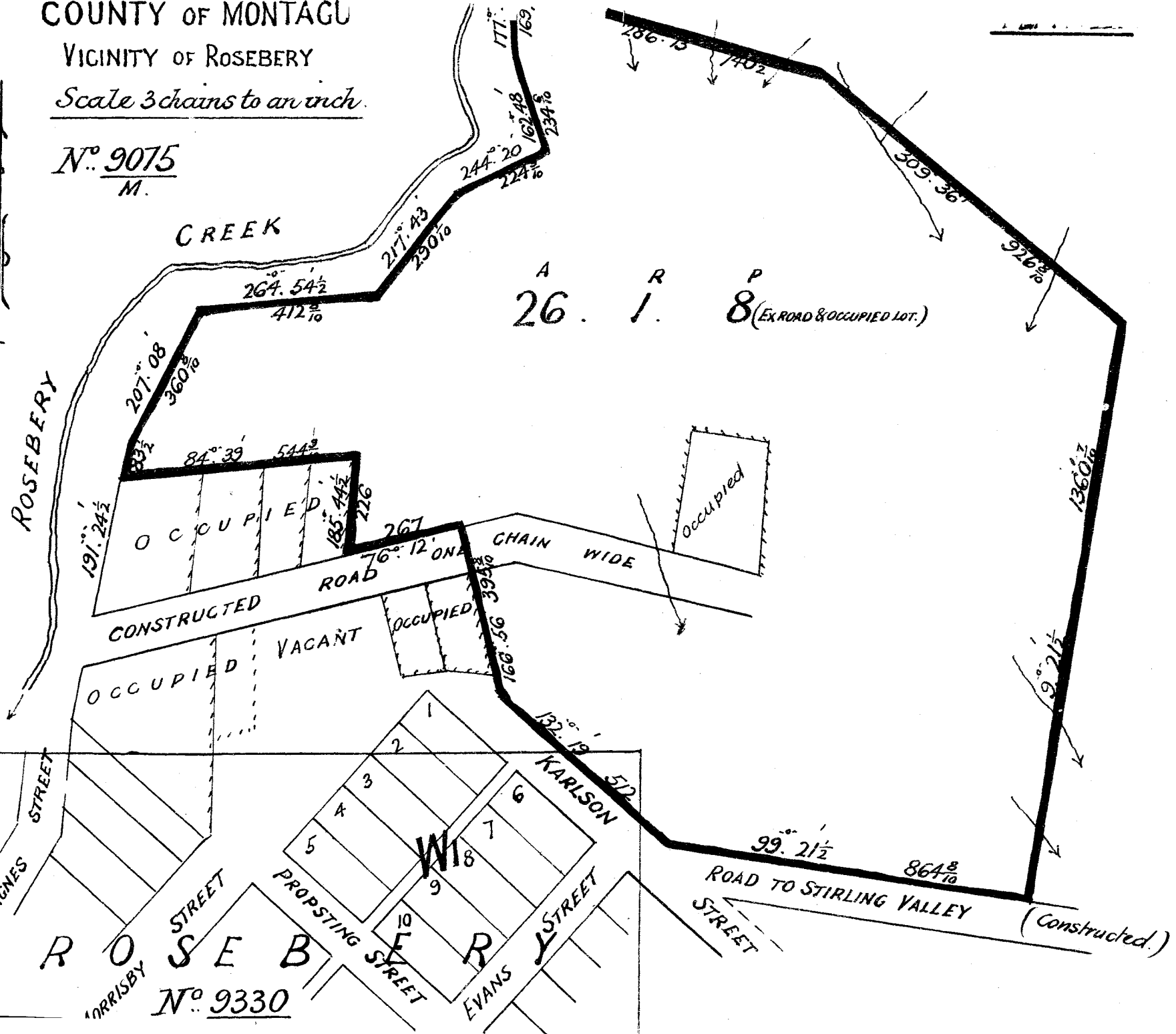


COUNTY OF MONTAGU

VICINITY OF ROSEBERY

Scale 3 chains to an inch.

N^o. 9075
M.



A 26. 1. 8 (EX. ROAD & OCCUPIED LOT.)

ROSEBERY
N^o. 9330

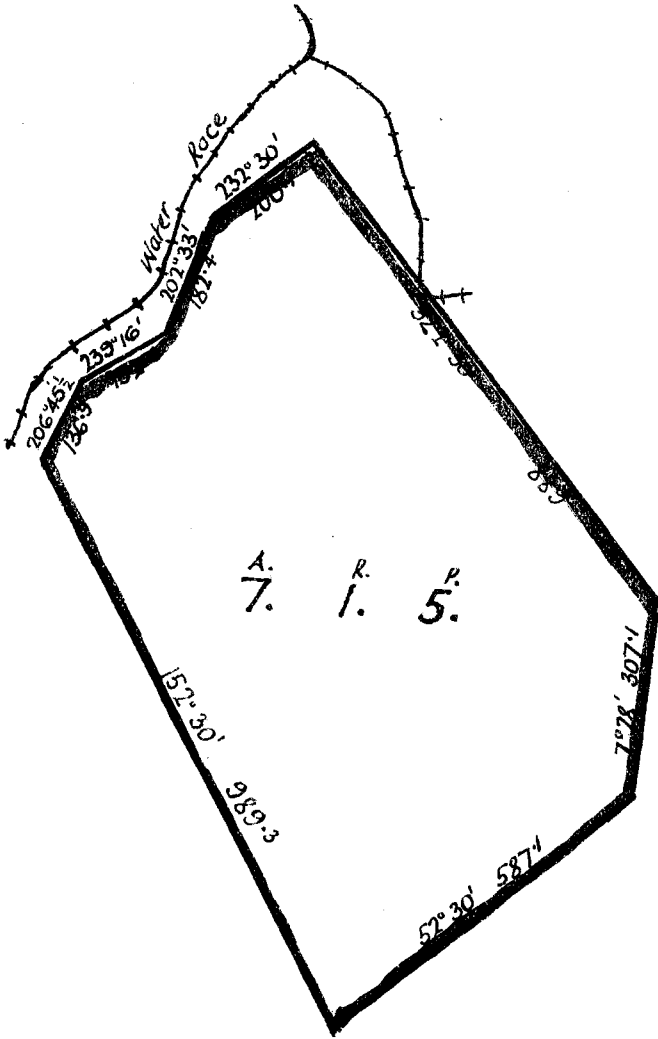
WILSON



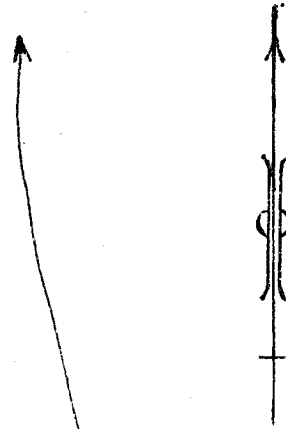
COUNTY OF MONTAGU

VICINITY OF ROSEBERY

Scale 3 chains to an inch.



N^o 5669
M.



Creek

Chamberlain

1231.2
146° 15'

180° 25'

1321
W

