



SUPPLEMENT  
TO THE  
VICTORIA  
GOVERNMENT GAZETTE

OF TUESDAY, JUNE 10, 1856.

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[1856.

Chief Secretary's Office,  
Melbourne.

LOCAL COURT REGULATIONS.

BALLAARAT.

REGULATIONS made by the Local Court of the District of Ballaarat:—

MINING.

1. *Class A* shall embrace all cases where slabbing is required, and the depth of sinking is less than fifty (50) feet, or where slabbing is not required under one hundred (100) feet.

The size and extent of claims shall be as follows:—

For one man 12 x 12, or 144 square feet.

For two men 12 x 24, or 288 square feet.

For three men 18 x 24, or 432 square feet.

For four men 24 x 24, or 576 square feet.

For eight men 34 x 34, or 1152 square feet.

ii. *Class B* shall embrace cases where slabbing is required if the depth be more than fifty (50) feet, or whether slabbing be required or not, if the depth of sinking be more than one hundred (100) feet; but shall not embrace cases where in sinking there is rock requiring blasting, or where the depth is more than two hundred (200) feet. The size of claims for eight (8) men shall be, 41 x 41, or 1681 square feet.

iii. *Class C* shall embrace cases where in sinking there is rock requiring blasting, and where the depth of sinking is above one hundred (100) feet and under two hundred (200) feet, and where without rock the sinking is more than two hundred (200) feet deep. The size of claims shall be for eight (8) men, 48 x 48, or 2304 square feet.

iv. *Class D* shall embrace all cases where there is rock requiring blasting, if the depth of sinking be more than two hundred (200) feet. The size of claims shall be for eight (8) men, 58 x 58 or 3364 square feet.

v. *Frontage Claims*.—Claims upon all recognised "Leads" or "Gutters" shall be of an indefinite width, until such "Leads" or "Gutters" are found, when the extent of claims for eight (8) men upon the ascertained "Lead" or "Gutter" shall be according to the classification herein named, and the Warden of the district shall determine when and where this rule is applicable—

Class A, 24 x 24 feet,

" B, 34 x 34 "

" C, 40 x 40 "

" D, 48 x 48 "

Such claims shall be subject to the following regulations:—

vi. *Marking of Claims*.—All claims shall be marked at right angles with the supposed course of the "Lead," and a wall of six (6) feet be left between each claim. Any party of miners in the absence of an authorised surveyor, shall be allowed to mark out their claims, subject to the regulations hereinafter provided.

vii. *Plurality of Claims and Shares*.—No company of miners shall hold at one and the same time more than one claim, nor an individual miner hold or represent more than one share, except as hereinafter provided. All shares shall be the *bona fide* property of the men representing, viz., working each share, who shall be at liberty to sell or otherwise dispose of such share or any part thereof.

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viii. *Position of Claims in case of deviation of "Leads"*.—In cases where the "Gutter" or "Lead" changes its course from the supposed one the position of the original claims shall be changed accordingly, taking precedence as before according to their numbers.

ix. *Cross and Junction Leads*.—In cases of Cross Leads, viz.: where one "Lead" crosses and intersects another "Lead," claims shall be granted upon such "Leads" subject to the conditions herein mentioned for Frontage Claims. The claim owners upon each "Lead" shall have protection from the claim owners upon adjoining "Leads." Upon the junction of two "Leads" the mining parties upon such "Leads" shall take precedence on the "Lead" according to the date of their registration, and those parties that in consequence have to remove a-head of the "Lead" shall take precedence in the manner aforesaid.

x. *Registration and transfer of Claims or Shares*.—All claims shall be numbered consecutively, and registered with the name in full of the members of each company, also the number and date of their Miners' Right, and a duplicate of such registration shall be given to the parties obtaining such claims. That in all cases of transfer of Frontage Claims or shares in Frontage Claims or any part thereof the same must be registered by the Surveyor of the "Lead" before such transfer can be legal.

xi. *Names of Claim Owners shall be posted*.—As soon as any party or company have legal possession of their claim such party or company shall post the names in full of each shareholder on the most conspicuous part of their claim, and such must continue to be posted and kept legible until the claim is abandoned.

xii. *Marking Position of Gutter or Lead upon the surface*.—All parties when they have bottomed their shafts, shall within a reasonable time, put one main drive into the "Gutter" or "Lead," and also along the course of the "Gutter" or "Lead" to the boundaries of their claims. Such drives not to exceed eight (8) feet in width from prop to prop exclusive, and that as soon as the "Gutter" or "Lead" is found in any claim, the shareholders of such claim must report the same forthwith to the Surveyor.

xiii. *Surveyor*.—A competent practical miner be appointed Surveyor whose duty it shall be to measure and mark off claims, number and register them, survey claims when the "Gutter" or "Lead" is discovered, and mark its position upon the surface by fixing a flag upon the spot; survey in all cases of encroachments and perform such other duties that legitimately come under his notice as Surveyor of the Leads.

xiv. *Old Workings*.—On old workings or abandoned ground, the size of claims shall be regulated according to the classification herein named, and shall be four (4) times the size of claims on new or unworked ground, but in no case will claims be allowed to exceed in length twice the width.

xv. *Special grant for extra areas of old ground*.—In no case will extra areas be allowed for old workings or abandoned ground without a special grant from the Warden of the district.

xvi. *Walls*.—In all cases a wall shall be left between each claim as neutral ground, as follows:—

Claims for eight (8) men six (6) feet walls.

Ditto for less than eight (8) men three (3) feet walls.

And in all cases where the walls exceed the width as herein

provided they shall cease to be neutral ground, and may be mined upon by other parties.

xvii. *Slabbing*.—The words "where slabbing is required," shall only apply where it is necessary to slab the entire shaft from top to bottom.

xviii. *Shafts must be central*.—In all cases except where specially provided for, shafts must be in the centre of claims.

xix. *Water baling*.—Where there is such a quantity of water as to require night and day baling, it shall be competent for the Warden of the district to compel all parties that have struck the water to bale both night and day.

xx. *Drawing Slabs from abandoned Claims*.—In no case will parties be allowed to draw slabs from drifts or strata of rock where there is water, without first filling up the shaft below such rock or drift, so as to prevent the water from such drift or strata of rock finding its way into adjoining claims. When a claim is abandoned, or left unworked, the Warden of the district shall be empowered to make such an order as to him may seem best for protecting parties holding adjoining claims from suffering injury from the flow or escape of water from such claim so left abandoned or unworked.

xxi. *Amalgamation*.—A comprehensive system of amalgamation is allowed under the following regulations:—

xxii. *Extent of Amalgamated Claims*.—In all cases the areas of amalgamated claims shall be proportionate to the number of men holding Miner's Rights in such company. The quantity of ground for each man shall be as herein provided according to the classification.

xxiii. *Special Grants for Amalgamation*.—In no case will amalgamated claims be permitted without a special grant from the Warden of the district, and where more than three (3) claims are amalgamated it must be by special recommendation of the Local Court; and in all such cases applications must be made to the Local Court through the Clerk or Chairman, at least eight (8) days previous to the grant being made for such amalgamation. Such application to state:—1st., date of application; 2nd., situation and plan of the ground; 3rd., the class of mining; 4th., if claims are to be worked by machinery, if so state its description, more particularly with regard to its efficiency with regard to the drainage of ground; 5th., whether worked or unworked ground; 6th., name or title of such firm or company; 7th., names in full, also date and number of Miner's Right of every shareholder.

xxiv. *Amalgamation not allowed*.—The amalgamation of claims shall not be allowed where it will be injurious to the public good.

xxv. *Rules for the Management of Amalgamated Companies*.—When application is made to the Local Court, as herein provided according to Rule xxiii., such application must be accompanied with a copy of general rules for the management of such company, and such rules shall be registered by the Clerk of the Local Court.

xxvi. *Competent person to inspect the Ground*.—Upon such application being made to the Local Court, the court may appoint some competent person to inspect the ground, who shall report in writing to the Local Court upon the desirability of making the grant for such amalgamated claims.

xxvii. *Applications to be posted*.—In all cases a notice of such application as herein stated in Rule 23, shall be posted upon the most conspicuous part of the ground applied for, and also upon the Local Court House, at least eight (8) days before the granting of such amalgamation; and all objections to such grants must be made in writing to the court within six (6) days from the posting of such application.

xxviii. *Amalgamated Companies shall be Registered*.—When grants for the amalgamation of claims are made by the Local Court, such grants shall be registered by the Clerk, and a duplicate of such registration shall be given to the companies registered.

xxix. *Names to be posted*.—In all cases of extended or amalgamated claims, the names of every shareholder for the time being shall be posted on some conspicuous part of the claim, and shall continue to be posted and kept legible until the claim is abandoned.

xxx. *Main Way or Boundary Drive*.—In all cases of extended or amalgamated claims all parties having the "Gutter" or "Lead" in their claims, shall first, before driving out such claims, put one main drive along the course of the "Gutter" or "Lead" to the extent of their boundary, and it shall be compulsory that they allow some duly authorised person to survey such main drive, in order to mark the position of the "Gutter" upon the surface for the guidance of parties sinking.

xxxi. *Quartz Mining*.—In quartz mining the extent of claim to which each Miner's Right shall entitle the holder shall be—

- For one miner, twenty (20) feet along the vein with the dips and angles.
- For two miners, forty (40) feet, ditto, ditto.
- For three miners, sixty (60) feet ditto, ditto.
- For four miners, eighty (80) feet ditto, ditto.

xxxii. *Prospecting for New Reefs*.—Any person prospecting for and discovering any auriferous quartz vein shall receive a treble claim, provided such discovery be made known to the Warden of the district immediately after such discovery.

xxxiii. *Holding Claims in Reserve*.—No miner or number of miners shall be allowed to hold any claim or portion of a claim in reserve or unworked.

xxxiv. *Time for preparation*.—Upon any person or party of persons duly authorised taking possession of or marking any claim for the purpose of occupying or mining, such person or party of persons shall be allowed twenty-four (24) hours from the time of taking such possession or marking as aforesaid, for the purpose of preparing to occupy or mine on the same.

xxxv. *Drains, &c., kept clear*.—Parties occupying road sites, as storekeepers or otherwise, will be required to keep their frontages as well as the rears of such sites clear in every respect, more particularly as regards the drains.

xxxvi. *Former Regulations repealed*.—From the time that these regulations receive the assent of His Excellency the Governor in Council all previous regulations made and provided for the district of Ballarat, including the special regulations made and provided for the "Frenchman's" and "White Flat Leads," the "Black Lead," and "White Horse Lead," shall be and are hereby repealed, excepting such regulations that refer to Business Licenses and Mining Leases, also saving and excepting the rights of all persons in possession of claims when they come into operation.

#### PROSPECTING.

*Prospecting*.—For the encouragement of prospecting parties discovering new leads or other gold workings may be allowed portions of such leads or workings proportionate to the difficulties attending the discovery, and according to the classification of mining for the district of Ballarat.

##### For the discovery of New Leads.

i. *Class A*.—To four (4) men may be allowed seventy-two (72) feet of such lead.

ii. *Class B*.—To eight (8) men, one hundred and twenty-three (123) feet of such lead.

iii. *Class C*.—To four (4) men one hundred and forty-four (144) feet of such lead.

iv. *Class D*.—To eight (8) men one hundred and seventy-four (174) feet of such lead.

v. *How boundaries are to be defined*.—Prospecting claims can in all cases where boundaries are disputed, be determined and defined by measuring along the course of the Gutter or Lead from that point where the Gutter or Lead is first discovered, and such point shall be the centre of the claim.

vi. *Extent of claims*.—The extent of all claims granted for prospecting may be two hundred (200) yards by fifty-eight (58) yards until the Gutter or Lead is discovered, after which it shall be in width forty-eight (48) feet by the length allowed along the Gutter or Lead according to the classification under which it may come.

vii. *For the discovery of Gold Workings not recognized as "Leads" or "Gutters"*.—Where the difficulties are similar to those described under the head "For the discovery of new Leads" at

Class A. To four (4) men may be allowed 48 x 48 feet.

" B. To eight (8) men " 82 x 82 "

" C. To eight (8) men " 96 x 96 "

" D. To eight (8) men " 116 x 116 "

and in all cases, except specially provided for, shafts are to be in the centres of the claims.

viii. *Prospecting a-head of an established "Lead"*.—Parties prospecting half-a-mile a-head of an established Lead may be allowed an extent of two claims upon such Lead, and such claims are to be under the head of "Frontage Claims" provided the discovery may have been made public before the last bottomed hole on the Lead can have got within a distance of one quarter (¼) of a mile of such prospecting shaft.

ix. *Special grants may be made prior to discovery for purposes of protection*.—Parties on application to the Warden, or some other duly authorised person, may have granted to them areas of ground before the Gutter or Lead or other gold workings may have been discovered, on satisfying such Warden or other duly authorised person that they are engaged prospecting in a locality, which they shall point out and describe, and such special grant shall remain good and be sufficient protection against the encroachment of any party, company, or number of persons.

x. *Grants prior to discovery*.—After a new Lead or other new workings are discovered, all grants made for prospecting for or on such Lead or workings prior to its discovery shall be annulled, except that made to the bona fide discoverers.

xi. *Parties discovering new Leads or Workings shall report the same*.—Parties discovering new Leads or other workings under these regulations, shall report and make an affidavit of the same to the Warden of the district in which such discovery shall have been made with as little delay as possible, when the Warden can make a correct grant for such parties; the depth of sinking and all difficulties attending the same being ascertained by him.

xii. *Extended Claims to Unsuccessful Prospectors*.—When it shall be ascertained that parties have been prospecting for a Lead or other workings, and that they have spent considerable time and labor in the same, although such parties may not have been successful in discovering the Lead or other workings, it may be in the power of the Warden acting in the district to give such parties double claims on such Lead or workings.

xiii. *Publicity to be given of discovery*.—It shall be competent for the Warden to make public any new diggings that may be discovered, immediately after the same shall have come to his

knowledge by all means available to him, as well as all parties receiving an extra area of ground on account of any discovery of this nature.

*Assented to by His Excellency the Officer administering the Government, with the advice of the Executive Council. Gazetted on the 12th of June, 1856, pursuant to 18 Victoria, No. 37, sec. 17.*

By His Excellency's Command,  
T.4419. WILLIAM C. HAINES.

Chief Secretary's Office,  
Melbourne.

#### LOCAL COURT REGULATION.

HEPBURN.

**R**EGULATION made by the Local Court of the District of Hephburn:—  
x. *Business License Allotment.*—The holder of a Business License shall be entitled to occupy a frontage of thirty (30) feet by sixty (60) feet in depth, which area shall not be undermined without a written sanction from the Warden of the district.

*Assented to by His Excellency the Officer administering the Government, with the advice of the Executive Council. Gazetted on the 12th of June, 1856, pursuant to 18 Victoria, No. 37, sec. 17.*

By His Excellency's Command,  
V. 4549. WILLIAM C. HAINES.

#### CROWLANDS.

REVISION COURT.

**N**OTICE is hereby given that a Court of Petty Sessions will be holden at the Police Office, at Crowlands, on Thursday, the 19th instant, for the purpose of revising the Electoral Lists for the division of Crowlands, in the District of the Wimmera, and that portion of the North-western Province lying within the limits of the said division.

(Signed)

JAS. MACKAY,  
Clerk of Petty Sessions.

Police Court,  
Crowlands, 31st May, 1856.

#### HORSHAM.

REVISION COURT.

**N**OTICE is hereby given that a Court of Petty Sessions will be holden at the Police Office, Horsham, on Tuesday, the 24th day of June, for the purpose of revising the Electoral Lists for the division of Horsham, in the District of the Wimmera, and of that portion of the North-western Province lying within the limits of the said division.

JAS. MACKAY,  
Clerk of Petty Sessions.

. Dated at Crowlands, 31st May, 1856.

#### SOUTH YARRA AND WINDSOR.

REVISION COURT.

**A** SPECIAL Court of Petty Sessions will be held at the Police Office, Chapel-street, Prahran, on Monday, the 16th of June, for the purpose of revising the Electoral Lists for the divisions of South Yarra and Windsor, in the Electoral District of St. Kilda, and that portion of the Central Province contained within those divisions.

JOHN BARLOW,  
Clerk of Petty Sessions.

Prahran Police Office,  
11th June, 1856.

#### COLLINGWOOD.

REVISION COURT.

**N**OTICE is hereby given that a Special Court of Petty Sessions will be holden at the Police Office, East Collingwood, on Friday, the 13th instant, for the purpose of revising the Electoral Lists for the District of Collingwood, and that portion of the Central Province lying within the limits of the said District.

(Signed)

JOHN BARLOW,  
Clerk of Petty Sessions,  
East Collingwood.

Police Office,  
East Collingwood,  
10th June, 1856.

#### BEECHWORTH.

REVISION COURT.

**N**OTICE is hereby given that a Special Court of Petty Sessions will be holden at this Office, on Wednesday, the 25th day of June instant, and following days, for the purpose of revising the Electoral Lists for the Electoral District of the Ovens, and that portion of the Eastern Province included in the said District, in accordance with the "*Electoral Act of 1856.*"

(By order)

J. WILLIAM WALDEN,  
Clerk of Petty Sessions.

Court House, Beechworth,  
7th June, 1856.

#### MANDURANG AND AVOCA.

REVISION COURT.

**N**OTICE is hereby given that a Court of Petty Sessions will be holden at the Police Office, Avoca, on Wednesday, the 25th day of June, for the purpose of revising the Electoral List for the divisions of Mandurang and Avoca, in the District of the Loddon, and of that portion of the North western Province lying within the limits of the said divisions.

F. R. LEMPRIERE,  
Clerk of Petty Sessions at Avoca.

Dated at Avoca, this 9th June, 1856.

