

Acts of the General Assembly of Her Majesty's Province of New-Brunswick passed in the year 1856. Fredericton, NB: John Simpson, Printer to the Queen's Most Excellent Majesty, 1856.

19 Victoria – Chapter 76 (1855)

An Act relating to Mines and Minerals. Passed 12th April 1855.

Section.

1. Right of mining vested in owner of the soil.
2. Governor in Council authorized to grant licences under regulations.

Section.

3. Exemptions from operation of Act.
4. Suspending clause.

Whereas it is only just and proper that all Mines and Minerals of every description should pass with the soil to the grantee of the Crown, and be vested in him;—

Be it therefore enacted by the Lieutenant Governor, Legislative Council, and Assembly, as follows:—

1. The exclusive right of digging and raising Coal or other Mineral, shall be vested in the owner of the land wherein such Coal or Mineral is found to exist; but before he shall dig or raise such Coal or Mineral he shall obtain Licence therefor from the Governor in Council.
2. The Governor in Council may issue a Licence to the owner of any land, or his assignee, for that purpose, to dig and raise Coal and other Minerals therefrom, upon such terms and on payment of such rent or royalty, and subject to such rules and regulations, as the Governor in Council may prescribe.
3. This Act shall not affect, impair, or interfere with the rights or duties of any Licencee acquired under any Licence granted before it comes into operation, nor with any grant in which the Minerals are not reserved.
4. This Act shall not come into operation until Her Majesty's Royal approbation be thereunto had and declared.

[This Act was specially confirmed, ratified, and finally enacted, by an Order of Her Majesty in Council dated the twenty fourth day of September 1855, and published and declared in the Province the thirty first day of October 1855.]