

Version  
as at 1 October 1991



## Mining (Ministerial Consent) Order 1988 (SR 1988/65)

Mining (Ministerial Consent) Order 1988: revoked, on 1 October 1991, pursuant to section 120(1) of the Crown Minerals Act 1991 (1991 No 70).

Paul Reeves, Governor-General

### Order in Council

At Wellington this 28th day of March 1988

Present:

His Excellency the Governor-General in Council

Pursuant to section 26 of the Mining Act 1971, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following order.

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#### Note

The Parliamentary Counsel Office has made editorial and format changes to this version using the powers under subpart 2 of Part 3 of the Legislation Act 2019.

Note 4 at the end of this version provides a list of the amendments included in it.

**This order is administered by the Ministry of Economic Development.**

## Order

### 1 Title and commencement

- (1) This order may be cited as the Mining (Ministerial Consent) Order 1988.
- (2) This order shall come into force on the 28th day after the date of its notification in the *Gazette*.

### 2 Section 26 of the Mining Act 1971 applied to certain land

The provisions of section 26 of the Mining Act 1971 are hereby applied to—

- (a) all State forest land managed by the Department of Conservation pursuant to section 61 of the Conservation Act 1987;
- (b) all land (other than foreshore) managed by the Department of Conservation pursuant to section 62 of the Conservation Act 1987.

### 3 Appropriate Minister

The Minister of Conservation shall be the appropriate Minister to grant consent under section 26 of the Mining Act 1971 in any case in which such consent is sought in respect of land to which that section applies by virtue of clause 2.

### 4 Revocation

The Mining (Ministerial Consent) Order 1987 (SR 1987/244) is hereby revoked.

C J Hill,  
Acting for Clerk of the Executive Council.

## Explanatory note

*This note is not part of the order, but is intended to indicate its general effect.*

This order applies the provisions of section 26 of the Mining Act 1971 to—

- (a) all State forest land managed by the Department of Conservation pursuant to section 61 of the Conservation Act 1987;
- (b) all land (other than foreshore) managed by the Department of Conservation pursuant to section 62 of the Conservation Act 1987.

Foreshore has been excluded from *clause 2(b)* as the consents required for the grant of a mining privilege in respect of foreshore are provided for in section 27 of the Mining Act 1971.

The order also provides that the Minister of Conservation is the appropriate Minister to grant consent where consent is sought to the grant of a mining privilege in respect of any land to which the provisions of section 26 of the Mining Act 1971 are applied by this order.

Version as at  
1 October 1991

**Mining (Ministerial Consent) Order 1988**

Explanatory note

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Issued under the authority of the Legislation Act 2019.  
Date of notification in *Gazette*: 31 March 1988.

**Notes****1    *General***

This is a consolidation of the Mining (Ministerial Consent) Order 1988 that incorporates the amendments made to the legislation so that it shows the law as at its stated date.

**2    *Legal status***

A consolidation is taken to correctly state, as at its stated date, the law enacted or made by the legislation consolidated and by the amendments. This presumption applies unless the contrary is shown.

Section 78 of the Legislation Act 2019 provides that this consolidation, published as an electronic version, is an official version. A printed version of legislation that is produced directly from this official electronic version is also an official version.

**3    *Editorial and format changes***

The Parliamentary Counsel Office makes editorial and format changes to consolidations using the powers under subpart 2 of Part 3 of the Legislation Act 2019. See also PCO editorial conventions for consolidations.

**4    *Amendments incorporated in this consolidation***

Crown Minerals Act 1991 (1991 No 70): section 120(1)