

**118. Initiation of mining surveys**

- (1) Subject to subregulation (2), the Director shall —
- (a) when a mining survey is ordered to be made under section 47 (1), 58 (2) (b) or 70G (1) of the Act;
  - (b) subject to section 80 of the Act, after the lodging of an application for a mining lease;
  - (c) subject to section 80, as read with section 90, of the Act, after the lodging of an application for a general purpose lease; or
  - (d) when a mining survey is requested by the Minister or a warden for the purpose of determining any matter relating to the boundaries of a tenement,

arrange for a mining survey of the relevant tenement to be made as soon as is practicable by an approved surveyor.

- (2) Subregulations (1) (b) and (c) do not apply to applications lodged on or after 1 July 1991.
- (3) Subject to regulation 118C, a survey of a mining lease under section 80 of the Act, or of a general purpose lease under section 90 of the Act may be arranged by the holder of the tenement and carried out at any time, but if the Director directs, by written notice given to the holder of the tenement, that a survey be arranged and carried out, the holder of the tenement must arrange for a survey to be carried out within the time specified in the notice.

*[Regulation 118 inserted in Gazette 30 May 1986 p.1840; amended in Gazette 21 June 1991 p.3056; 24 June 1994 p.2933.]*