

118C. Refund of certain survey fees

- (1) Where a prescribed survey fee was paid under the Act before the commencement of section 28 of the *Mining Amendment Act 1993*³ but a mining survey has not yet been arranged, the Director General of Mines may, on written application by the applicant for, or holder of, the tenement concerned, refund the survey fee.
- (2) Where a survey fee is refunded under subregulation (1), the Director may give a written notice to the applicant or tenement holder (as the case may be) specifying a time within which a survey must be arranged.
- (3) Where a survey fee is refunded under subregulation (1), the applicant for, or holder of, the tenement concerned must arrange and pay for a mining survey of the tenement to be carried out by an approved surveyor —
 - (a) within the time period specified in a notice given under subregulation (2); or
 - (b) if no notice is given under subregulation (2), at any time.

[Regulation 118C inserted in Gazette 24 June 1994 pp.2933-4.]