Mining Act 1978

Mining Amendment Regulations (No. 2) 2014

Made by the Governor in Executive Council.

1. Citation
These regulations are the Mining Amendment Regulations (No. 2) 2014.

2. Commencement
These regulations come into operation as follows —
(a) regulations 1 and 2 — on the day on which these regulations are published in the Gazette;
(b) the rest of the regulations — on 1 July 2014.

3. Regulations amended
These regulations amend the Mining Regulations 1981.
4. **Schedule 2 amended**

(1) In Schedule 2 delete items 1 to 13 and insert:

1. **Annual rent of existing exploration licence per square kilometre or part of one square kilometre —**
   - (a) for years 1 to 7 of the term of the licence 46.80
   - (b) for year 8, and each subsequent year, of the term of the licence 157.60

2. **Annual rent of graticular exploration licence —**
   - (a) one block licence applied for after 1 July 1999 293.70
   - (b) all other licences, per block —
     - (i) for years 1 to 3 of the term of the licence 122.10
     - (ii) for years 4 and 5 of the term of the licence 189.90
     - (iii) for years 6 and 7 of the term of the licence 257.65
     - (iv) for year 8, and each subsequent year, of the term of the licence 487.90

3. **Annual rent of general purpose lease per hectare or part of one hectare** 14.25

4. **Annual rent of lease granted under the Mining Act 1904**, either pursuant to or continued in force by virtue of an agreement scheduled to, incorporated in, or appearing in an Act or a variation of such an agreement, per hectare or part of one hectare 16.10

5. **Annual rent of mining lease per hectare or part of one hectare** 16.10

6. **Annual rent of miscellaneous licence per hectare or part of one hectare —**
   - (a) for the purpose referred to in regulation 42B(a) 0.50
   - (b) for any other purpose 14.25

7. **Annual rent of prospecting licence per hectare or part of one hectare (minimum $23.50)** 2.35

8. **Annual rent of retention licence per hectare or part of one hectare** 7.05

9. **Application fee for —**
   - (a) exploration licence —
     - (i) one block 322.00
     - (ii) more than one block 1290.25
   - (b) general purpose lease 451.10
(c) mining lease 451.10
(d) miscellaneous licence 451.10
(e) permit under section 40E r. 4D(2) 25.00
(f) prospecting licence 305.90
(g) retention licence 741.55

10. Application fee for approval of retention status 269.00

11. Copy of all or part of document or report (per copy) r. 25B 8.60

12. Copy of—
   (a) entry in the register (per tenement) r. 84D 8.60
   (b) dealing or other instrument (per tenement) r. 84D 8.60

13. Certification of a document r. 109 7.15

(2) In Schedule 2 item 14:
   (a) in paragraph (a)(i) delete “341.70” and insert:
       350.60
   (b) in paragraph (a)(ii) delete “387.60” and insert:
       397.70

(3) In Schedule 2 delete items 15 to 22 and insert:

15. Issue of—
   (a) duplicate instrument of lease s. 83 35.50
   (b) instrument of licence s. 116 35.50
   (b) miner’s right s. 20 25.00

16. Partial surrender of a mining tenement r. 45 107.60

17. Application for permit to enter private land (per lot or location affected — minimum $28.50) r. 5 7.15

18. Private land — application to bring under the Act r. 8 22.60

19. Registration or recording of instruments (per tenement affected where applicable) —
   (a) application for copy document r. 105 107.60
   (b) caveat r. 76 107.60
   (c) devolution r. 102 107.60
   (d) discharge/withdrawal of any encumbrance r. 76A, 83 7.15
   (e) injunction r. 109 107.60
### Fees

<table>
<thead>
<tr>
<th>Description</th>
<th>Rate</th>
<th>Fee</th>
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<tbody>
<tr>
<td>(f) judgment/order of court</td>
<td>r. 109</td>
<td>107.60</td>
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<tr>
<td>(g) mortgage</td>
<td>r. 77</td>
<td>107.60</td>
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<td>(h) power of attorney — each</td>
<td>r. 108</td>
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<td>(i) seizure — notice of</td>
<td>r. 109</td>
<td>107.60</td>
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<tr>
<td>(j) tax memorial</td>
<td>s. 103C</td>
<td>107.60</td>
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| (k) transfer —  
  (i) mining tenement | r. 75 | 107.60 |
|  (ii) mortgage | r. 84 | 107.60 |
| (l) withdrawal of memorial | s. 103C | 7.15 |

20. Restoration of mining tenement  
   r. 51  218.40

21. Copy of front page of Form 5, together with either  
    Attachment 1 — “Summary of Mineral Exploration/Mining Activities” or  
    Attachment 2 — “Summary of Prospecting and/or Small Scale Mining Activities”, as the case may be  
   r. 96(3)  8.60

22. Fees relating to proceedings under Parts VII and VIII —  
   (a) for entering a plaint or an application, excluding service fee, but including the issue of summons for each respondent and all necessary witness summonses  
      60.80
   (b) response and all necessary witness summonses  
      42.00
   (c) all necessary applications and affidavits  
      6.10
   (d) order made by warden including an order for an injunction  
      18.30
   (e) copy of  
      (i) evidence — per page  
         8.60
      (ii) a judgment, decision or order — per page  
         1.15
   (f) taxation of bill of costs  
      $0.05 in each amount of $1.00 on amount of lodged bill (minimum fee $10.00) — however where the lodged bill exceeds $1,000 the fee is reduced to $0.025 in each $1.00 for the excess, plus $50.00

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N. HAGLEY, Clerk of the Executive Council.