



WESTERN  
AUSTRALIAN  
GOVERNMENT

# Gazette

ISSN 1448-949X

PRINT POST APPROVED PP665002/00041

5683



PERTH, WEDNESDAY, 31 DECEMBER 2008 No. 232 SPECIAL

PUBLISHED BY AUTHORITY JOHN A. STRIJK, GOVERNMENT PRINTER AT 3.45 PM

© STATE OF WESTERN AUSTRALIA

Mining Act 1978

## Mining (Ellendale Diamond Royalties) Amendment Regulations 2008

Made by the Governor in Executive Council.

### 1. Citation

These regulations are the *Mining (Ellendale Diamond Royalties) Amendment Regulations 2008*.

### 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 January 2009.

### 3. Regulations amended

These regulations amend the *Mining (Ellendale Diamond Royalties) Regulations 2002*.

### 4. Regulation 3 amended

In regulation 3(1) delete the definitions of *above zero profit* and *offset amount*.

***Mining (Ellendale Diamond Royalties) Amendment Regulations 2008*****r. 5**

---

**5. Regulation 6 amended**

Delete regulation 6(2) and (3) and insert:

- (2) The rate of royalty payable each year for diamond obtained from the Ellendale mining lease is 5% of the f.o.b. revenue for that year.
- (3) Subregulation (2) applies to diamond obtained from the Ellendale mining lease on or after 1 January 2009.

**6. Regulation 7 deleted**

Delete regulation 7.

**7. Regulation 9 amended**

Delete regulation 9(2).

By Command of the Governor,

G. M. PIKE, Clerk of the Executive Council.

---