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Western Australia

Mines and Petroleum Regulations Amendment (Fees and Charges) Regulations 2017

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Mines Safety and Inspection Act 1994
Mining Act 1978
Offshore Minerals Act 2003
Petroleum (Submerged Lands) Act 1982
Petroleum (Submerged Lands) Registration Fees Act 1982
Petroleum and Geothermal Energy Resources (Registration Fees) Act 1967
Petroleum and Geothermal Energy Resources Act 1967
Petroleum Pipelines Act 1969

Mines and Petroleum Regulations Amendment (Fees and Charges) Regulations 2017

Made by the deputy of the Governor in Executive Council.

Part 1 — Preliminary

1. Citation

These regulations are the *Mines and Petroleum Regulations Amendment (Fees and Charges) Regulations 2017*.

2. Commencement

These regulations come into operation as follows —

(a) Part 1 — on the day on which these regulations are published in the *Gazette*;

(b) the rest of the regulations — on 1 July 2017.

Part 2 — *Dangerous Goods Safety (Explosives) Regulations 2007* amended

3. Regulations amended

This Part amends the *Dangerous Goods Safety (Explosives) Regulations 2007*.

4. Regulation 149 amended

In regulation 149(1)(e)(ii) delete "$36.50." and insert:

$37.00.

5. Regulation 179A amended

In regulation 179A(4) delete "$36.50." and insert:

$37.00.

6. Schedule 1 replaced

Delete Schedule 1 and insert:

Schedule 1 — Fees

[r. 3]

Item	Fee for	Fee ($)
1.	Application for a security card (r. 17(3))	168.00
2.	Application to extend period for which a security card is valid (r. 21A)	44.50
3.	Application for a test permit (r. 27(2)(d))	169.00

r. 6

Item	Fee for	Fee ($)
4.	Application to have an explosive authorised (r. 30(2)(j)) —	
	(a) if the explosive is authorised under an interstate law (as defined in regulation 30(1A))	136.00
	(b) otherwise	549.00
5.	Application for a berth to be declared a special berth (explosives) (r. 111L(2)(e)(iii))	4 012.00
6.	Application for a fireworks event permit (r. 149(1)(e)) — one fee being whichever of the following is the highest fee applicable to the event —	
	(a) if the event fireworks include a ground display but no aerial shells	136.00
	(b) if the event fireworks include not more than 3 000 aerial shells	275.00
	(c) if the event fireworks include more than 3 000 aerial shells	4 115.00
7.	Application for a licence, for the term of the licence per year or part of a year (r. 157(1)(c)) —	
	(a) explosives driver licence	21.50
	(b) shotfiring licence	21.50
	(c) fireworks contractor licence	86.50
	(d) fireworks operator licence	21.50
	(e) pyrotechnics (special use) licence	21.50
8.	Annual fee for a trading licence (r. 157(1)(da) and 174A) —	
	(a) explosives import/export licence	172.00
	(b) explosives manufacture licence	366.00
	(c) explosives manufacture (MPU) licence	845.00

Mines and Petroleum Regulations Amendment (Fees and Charges) Regulations 2017

Part 2 Dangerous Goods Safety (Explosives) Regulations 2007 amended

r. 6

Item	Fee for		Fee ($)
	(d) explosives storage licence —		
		(i) for less than 1 t of explosives	108.00
		(ii) for 1 t or more but less than 5 t of explosives	129.00
		(iii) for more than 5 t of explosives	346.00
	(e) explosives transport licence		862.00
	(f) explosives supply licence		58.50
9.	Application for renewal of a licence (r. 173(3)(i)) — the fee in item 7 for the licence		

Part 3 — *Dangerous Goods Safety (Major Hazard Facilities) Regulations 2007* amended

7. Regulations amended

This Part amends the *Dangerous Goods Safety (Major Hazard Facilities) Regulations 2007*.

8. Regulation 34 amended

In regulation 34(7) delete "$36.50." and insert:

$37.00.

Part 4 — *Dangerous Goods Safety (Road and Rail Transport of Non-explosives) Regulations 2007* amended

9. Regulations amended

This Part amends the *Dangerous Goods Safety (Road and Rail Transport of Non-explosives) Regulations 2007*.

10. Regulation 272 amended

In regulation 272 in the Table:

(a) delete "275.00" and insert:

280.00

(b) delete "21.00" and insert:

21.50

(c) delete "132.00" and insert:

134.00

Part 5 — *Dangerous Goods Safety (Security Sensitive Ammonium Nitrate) Regulations 2007* amended

11. Regulations amended

This Part amends the *Dangerous Goods Safety (Security Sensitive Ammonium Nitrate) Regulations 2007*.

12. Regulation 46A amended

In regulation 46A(4) delete "$36.50." and insert:

$37.00.

13. Schedule 1 replaced

Delete Schedule 1 and insert:

Schedule 1 — Annual fees

[r. 3]

Item	Annual fee		Fee ($)
1.	Annual fee for a licence (r. 30(1)(c) and 46A) —		
	(a)	SSAN import/export licence	172.00
	(b)	SSAN manufacture licence	323.00
	(c)	SSAN storage licence	152.00
	(d)	SSAN transport licence	162.00
	(e)	SSAN supply licence	140.00
	(f)	SSAN fertiliser licence	53.50

Part 6 — *Dangerous Goods Safety (Storage and Handling of Non-explosives) Regulations 2007* amended

14. Regulations amended

This Part amends the *Dangerous Goods Safety (Storage and Handling of Non-explosives) Regulations 2007*.

15. Regulation 44A amended

In regulation 44A(4) delete "$36.50." and insert:

$37.00.

16. Regulation 135I amended

Delete regulation 135I(2)(e)(v) and insert:

(v) a fee of $4 012.00.

17. Schedule 5 amended

In Schedule 5 clause 2 delete the Table and insert:

Table

Item	Maximum quantity of dangerous goods specified in the licence for the site	Fee ($)
1.	Less than 50 000 kg or L	202.00
2.	50 000 kg or L or more	674.00

Part 7 — *Mines Safety and Inspection Levy Regulations 2010* amended

18. Regulations amended

This Part amends the *Mines Safety and Inspection Levy Regulations 2010*.

19. Regulation 8 amended

Delete regulation 8(f) and insert:

(f) for a quarter that begins on or after 1 July 2016 and ends on or before 30 June 2017 — $0.15;

(g) for a quarter that begins on or after 1 July 2017 — $0.20.

Part 8 — *Mining Regulations 1981* amended

20. Regulations amended

This Part amends the *Mining Regulations 1981*.

21. Schedule 2 replaced

Delete Schedule 2 and insert:

Schedule 2 — Fees and rents

[r. 2, 4D(2), 16C(2), 23BA(2), 25B, 28A(1), 64(1b) and (1C), 84D, 109(1) and (3), 121(2), 163(2) and (4) and 165(7)(f)]

			$
1.	Annual rent of existing exploration licence per square kilometre or part of 1 square kilometre —		
	(a)	for years 1 to 7 of the term of the licence	51.50
	(b)	for year 8, and each subsequent year, of the term of the licence	173.00
2.	Annual rent of graticular exploration licence —		
	(a)	1 block licence applied for after 1 July 1999	322.00
	(b)	all other licences, per block —	
		(i) for years 1 to 3 of the term of the licence	134.00
		(ii) for years 4 and 5 of the term of the licence	208.00
		(iii) for years 6 and 7 of the term of the licence	283.00
		(iv) for year 8, and each subsequent year, of the term of the licence	535.00
3.	Annual rent of general purpose lease per hectare or part of 1 hectare		15.60

			$
4.	Annual rent of lease granted under the *Mining Act 1904* [5], 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 1 hectare		17.60
5.	Annual rent of mining lease per hectare or part of 1 hectare		17.60
6.	Annual rent of miscellaneous licence per hectare or part of 1 hectare —		
	(a) for the purpose referred to in regulation 42B(ia)		0.50
	(b) for any other purpose		15.60
7.	Annual rent of prospecting licence per hectare or part of 1 hectare (minimum $26.00)		2.60
8.	Annual rent of retention licence per hectare or part of 1 hectare		7.70
9.	Application fee for —		
	(a) exploration licence —		
	(i) 1 block		340.00
	(ii) more than 1 block		1 362.00
	(b) general purpose lease		476.00
	(c) mining lease		476.00
	(d) miscellaneous licence		476.00
	(e) permit under section 40E	r. 4D(2)	25.00
	(f) prospecting licence		323.00
	(g) retention licence		783.00
10.	Application fee for approval of retention status		284.00

Mines and Petroleum Regulations Amendment (Fees and Charges) Regulations 2017
Part 8 Mining Regulations 1981 amended

r. 21

				$
11.	Copy of all or part of document or report (per copy)		r. 25B	9.10
12.	Copy of —			
	(a)	entry in the register (per tenement)	r. 84D	9.10
	(b)	dealing or other instrument (per tenement)	r. 84D	9.10
13.	Certification of a document		r. 109	7.50
14.	Exemption from expenditure conditions —			
	(a)	1 year exemption for —		
		(i) prospecting licence	r. 54	370.00
		(ii) exploration licence	r. 54	420.00
		(iii) mining lease	r. 54	343.00
	(b)	5 year exemption for mining lease	r. 54	1 715.00
15.	Issue of —			
	(a)	duplicate instrument of lease	s. 83	37.50
	(b)	instrument of licence	s. 116	37.50
	(c)	miner's right	s. 40C	25.00
16.	Partial surrender of a mining tenement		r. 45	114.00
17.	Application for permit to enter private land (per lot or location affected — minimum $30.00)		r. 5	7.50
18.	Private land — application to bring under the Act		r. 8	24.00
19.	Registration or recording of instruments (per tenement affected where applicable) —			
	(a)	application for copy document	r. 105	114.00
	(b)	caveat	r. 76	114.00
	(c)	devolution	r. 102	114.00
	(d)	discharge/withdrawal of any encumbrance	r. 76A, 83	7.50

				$
	(e)	injunction	r. 109	114.00
	(f)	judgment/order of court	r. 109	114.00
	(g)	mortgage	r. 77	114.00
	(h)	power of attorney — each	r. 108	114.00
	(i)	notice of seizure	r. 109	114.00
	(j)	tax memorial	s. 103C	114.00
	(k)	transfer —		
		(i) mining tenement	r. 75	114.00
		(ii) mortgage	r. 84	114.00
	(l)	withdrawal of memorial	s. 103C	7.50
20.	Restoration of mining tenement		r. 51	231.00
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)	9.10
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		64.00
	(b)	response and all necessary witness summonses		44.50
	(c)	all necessary applications and affidavits		6.40
	(d)	order made by warden including an order for an injunction		19.30

			$
(e)	copy of —		
	(i)	evidence — per page	9.10
	(ii)	a judgment, decision or order — per page	1.20
(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

Part 9 — *Offshore Minerals Regulations 2010* amended

22. Regulations amended

This Part amends the *Offshore Minerals Regulations 2010*.

23. Schedule 2 amended

In Schedule 2 amend the items listed in the Table as set out in the Table.

Table

Item	Delete	Insert
it. 6	22.30	22.50
it. 7	55.80	57.00
it. 8	139.45	142.00
it. 9	139.45	142.00
it. 10	139.45	142.00
it. 11	5.60	5.70
it. 12	5.60	5.70
it. 13	55.80	57.00
it. 14	139.45	142.00

Part 10 — *Petroleum (Submerged Lands) (Resource Management and Administration) Regulations 2015* amended

24. Regulations amended

This Part amends the *Petroleum (Submerged Lands) (Resource Management and Administration) Regulations 2015*.

25. Regulation 93 amended

In regulation 93(2) and (3) delete "$121.00" and insert:

$123.00

26. Regulation 97 amended

In regulation 97(2) and (3) delete "$121.00" and insert:

$123.00

Part 11 — *Petroleum (Submerged Lands) Registration Fees Regulations 1990* amended

27. Regulations amended

This Part amends the *Petroleum (Submerged Lands) Registration Fees Regulations 1990*.

28. Regulation 3 amended

(1) In regulation 3(1) and (2) delete "$5 102.00." and insert:

$5 191.00.

(2) In regulation 3(3) delete "$7 761.00." and insert:

$7 897.00.

(3) In regulation 3(4) delete "$5 102.00." and insert:

$5 191.00.

(4) In regulation 3(5) delete "$7 761.00." and insert:

$7 897.00.

Part 12 — *Petroleum (Submerged Lands) Regulations 1990* amended

29. Regulations amended

This Part amends the *Petroleum (Submerged Lands) Regulations 1990*.

30. Regulation 3 amended

(1) In regulation 3(2) delete "$121.00" and insert:

$123.00

(2) In regulation 3(6) delete "$2 039.00." and insert:

$2 075.00.

(3) In regulation 3(7) delete "$779.00." and insert:

$793.00.

(4) In regulation 3(8) delete "$16 984.00." and insert:

$17 280.00.

31. Schedule 1 replaced

Delete Schedule 1 and insert:

Schedule 1 — Prescribed fees

[r. 3(1)]

Column 1 Item	Column 2 Provision of Act	Column 3 Amount of prescribed fee ($)
1.	s. 21(1)(f)	6 209.00
2.	s. 24(1)(a)	6 209.00
3.	s. 30(2)(c)	6 209.00
4.	s. 38A(2)(e)	6 209.00
5.	s. 38CA(2)(d)	6 209.00
6.	s. 38F(2)(d)	6 209.00
7.	s. 41(1)(e)	6 209.00
8.	s. 48(1)(a)	6 209.00
9.	s. 51(2)(e)	6 209.00
10.	s. 54(2)(d)	6 209.00
11.	s. 60B(2)(d)	6 209.00
12.	s. 60J(2)(d)	6 209.00
13.	s. 64(1)(f)	6 209.00
14.	s. 71(2)(e)	6 209.00

r. 31

Column 1 Item	Column 2 Provision of Act	Column 3 Amount of prescribed fee ($)
15.	s. 79(2)	123.00
16.	s. 79(3)(b)	123.00
17.	s. 86(1)	123.00
18.	s. 87(3)	123.00
19.	s. 111(2)(d)	6 209.00
20.	s. 141	197.00

Part 13 — *Petroleum and Geothermal Energy Resources (Registration Fees) Regulations 1990* amended

32. Regulations amended

This Part amends the *Petroleum and Geothermal Energy Resources (Registration Fees) Regulations 1990*.

33. Regulation 3 amended

(1) In regulation 3(1) and (2) delete "$5 102.00." and insert:

$5 191.00.

(2) In regulation 3(3) delete "$7 761.00." and insert:

$7 897.00.

(3) In regulation 3(4) delete "$5 102.00." and insert:

$5 191.00.

(4) In regulation 3(5) delete "$7 761.00." and insert:

$7 897.00.

Part 14 — *Petroleum and Geothermal Energy Resources (Resource Management and Administration) Regulations 2015* amended

34. Regulations amended

This Part amends the *Petroleum and Geothermal Energy Resources (Resource Management and Administration) Regulations 2015*.

35. Regulation 94 amended

In regulation 94(2) and (3) delete "$121.00" and insert:

$123.00

36. Regulation 98 amended

In regulation 98(2) and (3) delete "$121.00" and insert:

$123.00

Part 15 — *Petroleum and Geothermal Energy Resources Regulations 1987* amended

37. Regulations amended

This Part amends the *Petroleum and Geothermal Energy Resources Regulations 1987*.

38. Regulation 3 amended

(1) In regulation 3(2) delete "$121.00" and insert:

$123.00

(2) In regulation 3(6) delete "$779.00." and insert:

$793.00.

(3) In regulation 3(7) delete "$16 984.00." and insert:

$17 280.00.

39. Schedule 1 replaced

Delete Schedule 1 and insert:

Schedule 1 — Prescribed fees

[r. 3(1)]

Column 1 Item	Column 2 Provision of Act	Column 3 Amount of prescribed fee ($)
1.	s. 31(1)(f)	6 209.00
2.	s. 34(1)(a)	6 209.00
3.	s. 37A(2)(e)	6 209.00
4.	s. 40(2)(c)	6 209.00
5.	s. 43B(1)(f)	6 209.00
6.	s. 43F(3)(d)	6 209.00
7.	s. 48A(2)(e)	6 209.00
8.	s. 48CA(3)(d)	6 209.00
9.	s. 48F(2)(d)	6 209.00
10.	s. 51(1)(e)	6 209.00
11.	s. 58(1)(a)	6 209.00
12.	s. 61(2)(e)	6 209.00
13.	s. 64(2)(d)	6 209.00
14.	s. 73(2)	123.00

Column 1 Item	Column 2 Provision of Act	Column 3 Amount of prescribed fee ($)
15.	s. 73(3)(b)	123.00
16.	s. 80(1)	123.00
17.	s. 81(3)	123.00
18.	s. 105(2)(d)	6 209.00
19.	s. 137(a)	2 075.00

Part 16 — *Petroleum Pipelines Regulations 1970* amended

40. Regulations amended

This Part amends the *Petroleum Pipelines Regulations 1970*.

41. Regulation 4B amended

In regulation 4B delete "$194.00." and insert:

$197.00.

42. Third Schedule replaced

Delete the Third Schedule and insert:

Third Schedule — Fees

[r. 4]

Item	Purpose	Provision of Act	Fee ($)
1.	Application for licence	s. 8(l)(j)	6 209.00
2.	Application for variation of licence	s. 15(2)(d)	6 209.00
3.	Registration of memorandum of transfer and name of transferee	s. 44(9)	123.00
4.	Registration as licensee on devolution by operation of law	s. 45(2)	123.00

Item	Purpose	Provision of Act	Fee ($)
5.	Application by company licensee for registration of change of name	s. 45(3)	123.00
6.	Entry on memorial of registration of approval of dealing	s. 47(12)	123.00
7.	Inspection of register	s. 52(1)	123.00
8.	Copies of or extracts from the register or of or from an instrument certified by Minister	s. 53(2)	123.00
9.	Certificate by Minister as to entry, matter or things under the Act	s. 53(3)	123.00

R. NEILSON, Clerk of the Executive Council.