MINING ACT 1978

MINING AMENDMENT REGULATIONS 1994

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council.

Citation

1. These regulations may be cited as the Mining Amendment Regulations 1994.

Commencement

2. These regulations come into operation on the day on which Part 2 of the Mining Amendment Act 1993 comes into operation.

Principal regulations

3. In these regulations the Mining Regulations 1981 are referred to as the principal regulations.

[* Reprinted as at 11 August 1988. For amendments to 8 June 1994 see 1993 Index to Legislation of Western Australia, Table 4, pp. 185-7.]

Regulation 2 amended

4. Regulation 2 of the principal regulations is amended —

(a) in the definition of “date of application” by deleting “with the warden or” and substituting the following —

“ at the office of the ”;

(b) at the end of the definition of “royalty return” by deleting the full stop and substituting a semi-colon; and
by inserting after the definition of "royalty return" the following definitions —
  "section" means section of the Act;
  "the Act" means the Mining Act 1978.

Regulation 16A amended
5. Regulation 16A (1) of the principal regulations is amended by inserting after "section 45 (3)" the following —

(as continued in force by section 5 (2) of the Mining Amendment Act 1993)

Part IV, Division 2A inserted
6. Part IV of the principal regulations is amended by inserting after regulation 23A the following Division —

"Division 2A — Retention Licences

Application and marking out

23B. (1) An applicant for a retention licence is to comply with the regulations in Part V, Division 2 with such modifications as the circumstances require.

(2) It is not necessary to mark out the land in respect of which a retention licence is sought unless the Minister so requires under section 70D (7).

(3) If the Minister requires the land to be marked out the applicant is to do so in accordance with regulations 59, 60 and 61.

Fee, rent to accompany application
23C. An application for a retention licence is to be accompanied by —

(a) the prescribed application fee; and

(b) the prescribed rent per hectare or part thereof.

Instrument of licence
23D. The instrument of licence for a retention licence shall be in the form No. 7 in the First Schedule.

Reports to be lodged
23E. (1) The periodical reports and returns required under section 70H (1) (f) shall be a report on operations on the mining tenement in the form No. 5 in the First Schedule, to be lodged within 60 days after —

(a) each anniversary date of the commencement of the term of the licence;

(b) the surrender, forfeiture, expiry or other cancellation of the licence;
(c) the surrender of any portion of the licence, relating to any work done during the tenure of the licence on that surrendered portion,

or within such further period as the Minister may approve prior to the date due for the lodging of the report.

(2) A person who, in a report required under section 70H (1) (f), gives information that the person knows is false or misleading in a material respect commits an offence.

Application for renewal

23F. (1) An application under section 70E (2) for the renewal or further renewal of a retention licence shall be —

(a) made in the form No. 9 in the First Schedule;

(b) accompanied by —

(i) a report setting out a summary of any work and any investigations carried out under the licence, and a detailed programme of any work and any investigations proposed to be carried out under the licence;

(ii) a statutory declaration stating that mining of the identified mineral resource remains impracticable for one or more of the reasons referred to in section 70C (2) (and setting out that reason or those reasons in the statutory declaration);

(iii) the instrument of licence; and

(iv) the rent pursuant to regulation 23C (b) for a period of 12 months commencing on the day after the day on which the licence is due to expire; and

(c) lodged at the office of the mining registrar at any time during the final year of the term of that licence.

(2) If the application is refused, a pro rata refund of rent will be paid to the applicant in respect of each whole month of the period for which rent has been paid, commencing on the day on which the application is refused.

Limit on amount of earth, etc., that may be removed

23G. For the purposes of section 70J (c), the limit on the amount of land, earth, soil, rock, stone, fluid or mineral bearing substance which may be excavated, extracted or removed during the period for which the retention licence remains in force is 1,000 tonnes in total, and the excavation, extraction or removal of a larger tonnage, without the Minister's written approval, renders the licence liable to forfeiture.

Manner of identifying mineral resource

23H. For the purposes of section 70A, a deposit of minerals is an "identified mineral resource" when sufficient exploration and sampling of in situ mineralisation has been undertaken to allow the continuity of mineralisation to be assessed as being within the "Indicated" or "Measured" classifications by a "Resource Report" prepared in accordance with the Australasian Code for Reporting of Identified Mineral Resources and Ore Reserves, published by the Australasian Institute of Mining and Metallurgy and the Australian Industry Council in September 1992.
Regulation 25 amended

7. Regulation 25 of the principal regulations is amended —
   (a) at the end of paragraph (a) by inserting after “fee;” the following —
       “ and ”;
   (b) at the end of paragraph (b) by deleting “; and” and substituting a full stop; and
   (c) by deleting paragraph (c).

Regulation 30 repealed and a regulation substituted

8. Regulation 30 of the principal regulations is repealed and the following regulation substituted —

"Notice required by section 56A (8), 70 (8) or 85B (3)

30. When the holder of —
   (a) a special prospecting licence granted under section 56A (8);
   (b) a special prospecting licence granted under section 70 (6); or
   (c) a special prospecting licence granted under section 85B (3),
makes an application for a mining lease for gold in respect of the land or any part of the land which is the subject of a special prospecting licence, that person shall, within 14 days of the date of the application, serve notice in the form No. 21 in the First Schedule on the holder of —

   (aa) the prospecting licence firstmentioned in section 56A (1);
   (bb) the exploration licence referred to in section 70 (1); or
   (cc) the mining lease referred to in section 85B (1),
as the case may be.
"

Regulation 34 amended

9. Regulation 34 of the principal regulations is amended —
   (a) at the end of paragraph (a) by inserting after “fee;” the following —
       “ and ”;
   (b) at the end of paragraph (b) by deleting “; and” and substituting a full stop; and
   (c) by deleting paragraph (c).

Regulation 42B amended

10. Regulation 42B of the principal regulations is amended in paragraph (e) by deleting “for using” and substituting the following —

   “ the use of ”.
Regulation 45 amended

11. Regulation 45 (3) of the principal regulations is amended by deleting "the prescribed fee, and where applicable, and subject to regulation 94, the prescribed survey fee for re-survey of the retained portion." and substituting the following —

"and the prescribed fee."

Regulation 50 amended

12. Regulation 50 of the principal regulations is amended —

(a) by deleting "licence is forfeited" and substituting the following —

"licence or retention licence is forfeited";

(b) in paragraph (a) by inserting after "exploration licence", in both places where it occurs, the following —

"or retention licence, and"

(c) in paragraph (b) by inserting after "exploration licence" the following —

"or retention licence."

Regulation 51 amended

13. Regulation 51 of the principal regulations is amended in paragraph (d) by deleting "with" and substituting the following —

"at the office of"

Regulation 51B amended

14. Regulation 51B of the principal regulations is amended in paragraph (b) —

(a) by deleting "lodged with" and substituting the following —

"lodged at the office of"; and

(b) by deleting "application with" and substituting the following —

"application at the office of."

Regulation 64 amended

15. Regulation 64 (3) of the principal regulations is amended by inserting after "56A, 70" the following —

", 85B."

Regulation 64B inserted

16. After regulation 64A of the principal regulations the following regulation is inserted —

"Notice of application for mining tenement — pastoral lessee or other leaseholder

64B. For the purposes of section 118, where notice is required to be given to the holder of a pastoral lease, or other lease granted by or on behalf of the Crown for grazing purposes only, that notice is to be given within 14 days of the lodging of the application to which the notice relates."
Regulation 70A amended

17. Regulation 70A (1) of the principal regulations is amended —
   (a) by deleting “section 105 (2)” and substituting the following —
   “section 67A”, and
   (b) in paragraph (a) by deleting “with” and substituting the following —
   “at the office of”.

Regulation 70C amended

18. Regulation 70C of the principal regulations is amended —
   (a) in subregulation (1) —
      (i) by deleting “or section 67” and substituting the following —
      “section 67 or section 70L”; and
      (ii) by deleting “or exploration licence” and substituting the following —
      “exploration licence or retention licence”,
   and
   (b) in subregulation (2) —
      (i) by deleting “or exploration licence” and substituting the following —
      “exploration licence or retention licence”,
      and
      (ii) by deleting “or section 67” and substituting the following —
      “section 67 or section 70L”.

Regulation 70D inserted

19. After regulation 70C of the principal regulations the following regulation is inserted —

Refund when retention licence granted or refused

70D. (1) Where an application for a retention licence is made by the holder of a primary tenement under section 70C of the Act and the licence is granted, the applicant is entitled to a pro rata refund of the balance of any portion of the unused rent which has been paid on the primary tenement by the applicant.

(2) Where an application described in subregulation (1) is refused and the term of the primary tenement has been extended —
   (a) beyond its normal expiry date under section 70C (6) of the Act; and
   (b) for a period of 30 days following that refusal under section 70C (6) (b) of the Act,

the applicant is entitled to a pro rata refund of the balance of any portion of the unused rent which has been paid on the primary tenement by the applicant.

(3) When calculating a pro rata refund for the purposes of this regulation, only whole months of the term that is remaining shall be the subject of the refund.
Regulation 75 amended

20. Regulation 75 of the principal regulations is amended in paragraph (a) by deleting "or 60" and substituting the following —

" , 60 or 70F ".

Regulation 76B inserted

21. After regulation 76A of the principal regulations the following regulation is inserted —

Notification of registration of surrender

76B. For the purposes of section 120A (2), notification of the registration of a surrender under section 26A or 65 shall be a notice of the registration of the surrender sent, by or on behalf of the Minister, by certified mail to the caveator.

Regulation 85 amended

22. Regulation 85 of the principal regulations is amended in paragraph (c) by deleting "would under section 7 (5) of the Companies (Western Australia) Code be deemed to be related for the purposes of that Code." and substituting the following —

" is, under section 50 of the Corporations Law, said to be related for the purposes of that Law."

Regulations 94 and 94A repealed

23. Regulations 94 and 94A of the principal regulations are repealed.

Regulation 118 amended

24. Regulation 118 of the principal regulations is amended —

(a) in subregulation (1) (a) by deleting "or 58 (2) (b)" and substituting the following —

" , 58 (2) (b) or 70G (1) "; and

(b) by inserting after subregulation (2) the following subregulation —

" (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 118C inserted

25. After regulation 118B of the principal regulations the following regulation is inserted —

Refund of certain survey fees

118C. (1) Where a prescribed survey fee was paid under the Act before the commencement of section 28 of the Mining Amendment Act 1993 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.
2934 GOVERNMENT GAZETTE, WA [24 June 1994

(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.

Part VIA inserted

26. After regulation 120E of the principal regulations the following Part is inserted —

PART VIA — INSPECTORS

Division 1 — Inspectors

Assignment of inspectors for environmental purpose

120F. (1) The Director General of Mines may assign an inspector appointed under section 11 to carry out the duties and to exercise the powers set out in this Part.

(2) Where the Director General of Mines has assigned an inspector under subregulation (1), the Director General must issue the inspector with a certificate of assignment which states —

(a) that the inspector is authorized to carry out those duties and exercise those powers set out in this Part; and

(b) that the inspector to whom the certificate is issued is entitled to act in the capacity of —

(i) an inspector; or

(ii) a senior inspector,

as the case may be.

(3) When an inspector or a senior inspector enters a mining tenement, he or she must produce the certificate to the holder of the mining tenement if asked to do so by the holder.

(4) When an inspector or a senior inspector enters a mine, he or she must produce the certificate to the mine manager or the person ostensibly in charge of the mine if asked to do so.

(5) A reference in this Part to an “inspector” or a “senior inspector” is a reference to the holder of a certificate under subregulation (1).

Inspectors may enter mining tenement or mine

120G. (1) An inspector or a senior inspector may enter, inspect and inquire in respect of any mining tenement or mine —

(a) to establish the condition of that mining tenement or mine; or

(b) for any purpose related to the protection of the environment.
(2) An inspector or a senior inspector may be accompanied by any person thought to be necessary by that inspector or senior inspector when entering a mining tenement or mine under subregulation (1), but the inspector or senior inspector, or person chosen to accompany him or her, must not unnecessarily impede or obstruct any operations.

(3) A person who refuses entry to an inspector or a senior inspector, or who fails within a reasonable time to furnish an inspector or a senior inspector with the means to enter a mining tenement or mine that the inspector or senior inspector wishes to enter, commits an offence.

**Division 2 — Directions to modify mining operations**

**Inspectors may issue directions**

120H. If an inspector or a senior inspector is of the opinion that a mine, or any activity in connection with that mine is likely to have or is having a significant adverse effect on the environment, that inspector or senior inspector may issue a written direction to modify mining operations to the mining tenement holder —

(a) by delivering a copy of that direction to the person ostensibly in charge at the site of the relevant mine; or

(b) in the absence of the person referred to in paragraph (a), by posting a copy to the mining tenement holder at that mining tenement holder's last known address.

**Directions**

120I. A direction to modify mining operations must —

(a) be in writing;

(b) specify the operation or activity to be modified, and its effect or potential effect on the environment;

(c) set out the reason for that effect or perceived effect;

(d) specify a time and date within which compliance with the direction must take place; and

(e) indicate that a review of the decision to issue that direction, or of the terms of that direction, may be sought within 7 days of the receipt of that direction in accordance with regulation 120J.

**Review of direction**

120J. (1) A mining tenement holder to whom a direction is issued, or the holder's agent, may request a review of the decision to issue that direction, or of the terms of that direction, by delivering a request in writing within 7 days of the receipt of that direction, to the State Mining Engineer, setting out the reasons for the request.

(2) A mining tenement holder is not bound by a direction while a review of the direction is being sought or determined.

(3) When reviewing a direction, the State Mining Engineer may take into account any active measures that have been taken by the mining tenement holder which result in substantial compliance with the direction and the State Mining Engineer may extend the time period for compliance with the direction if the State Mining Engineer is of the opinion that measures already taken by the mining tenement holder will be completed within the extended time period.
(4) Upon the review of a direction, the State Mining Engineer is to determine that review by —

(a) confirming the decision to issue a direction and confirming the terms of that direction, giving a new period for compliance;

(b) confirming the decision to issue a direction but modifying the terms of that direction, giving a new period for compliance; or

(c) revoking the direction.

Compliance with directions

120KL. (1) A mining tenement holder to whom a direction is issued and who has not requested a review of that direction, shall comply with the terms of that direction within the time period specified in that direction.

(2) When a mining tenement holder to whom a direction is issued requests a review, or intends to request a review and a review is requested, if upon determination of that review —

(a) the decision to issue a direction is confirmed and the terms of that direction are confirmed, the mining tenement holder shall comply with the terms of that direction within the new time period specified in that direction;

(b) the decision to issue a direction is confirmed but the terms of that direction are modified, the mining tenement holder shall comply with the modified terms of that direction within the new time period specified in that direction; or

(c) the direction is revoked, the mining tenement holder is not bound by the original direction.

(3) A mining tenement holder who does not comply with subregulation (1) or (2) commits an offence.

(4) A term of a contract or agreement that purports to exclude, restrict or modify a person's obligation to comply with a direction is void, and a person's obligation to comply with a direction is not affected by reason of surrender, forfeiture or expiry of the mining tenement.

Division 3 — Stop Work Orders

Inspectors may issue Stop Work Orders

120L. (1) If an inspector or a senior inspector is of the opinion that —

(a) a mining tenement holder is not complying with a provision of the Act or these regulations;

(b) a mining tenement holder is not complying with the mining tenement conditions; or

(c) an accident or unexpected event has taken place or may take place at a mine under the control of a mining tenement holder,

and as a result of that non-compliance, or accident or event, there is, or may be, a significant adverse effect on the environment, that inspector or senior inspector may issue a Stop Work Order to the mining tenement holder.
(2) A Stop Work Order shall be issued —

(a) by delivering a copy of that Order to the person ostensibly in charge at the site of the relevant mine; or

(b) in the absence of the person referred to in paragraph (a), by posting a copy to the mining tenement holder at that mining tenement holder’s last known address.

(3) If an inspector intends to issue a Stop Work Order, that inspector must first obtain the approval of a senior inspector after explaining the nature of the effect or potential effect on the environment to that senior inspector.

Stop Work Orders

120M. A Stop Work Order must —

(a) be in writing;

(b) specify the operation or activity and its effect or the potential effect on the environment;

(c) set out the mining operations to be stopped;

(d) specify a time and date at or before which those mining operations are to stop;

(e) show that it is issued by a senior inspector, or an inspector who has obtained the approval of a senior inspector; and

(f) indicate that a review of the decision to issue that Order, or of the terms of that Order, may be sought within 14 days of the receipt of that Order in accordance with regulation 120N.

Review of a Stop Work Order

120N. (1) A mining tenement holder to whom a Stop Work Order is issued, or the holder's agent, may request a review of the decision to issue that Order, or of the terms of that Order, by delivering a request in writing within 14 days of the receipt of that order by the mining tenement holder, to the Minister, setting out the reasons for the request.

(2) The mining tenement holder shall ensure that mining operations which are specified as being the subject of a Stop Work Order stop in accordance with the Order regardless of whether a review is requested or not.

(3) Upon receiving a request for a review of a Stop Work Order, the Minister shall obtain a report from the State Mining Engineer setting out details of the reasons given by the inspector or senior inspector for issuing the Order, together with the State Mining Engineer’s recommendations on the matter.

(4) Upon receiving the State Mining Engineer’s report, the Minister may consult with a senior mining industry representative, nominated by the Australasian Institute of Mining and Metallurgy.

(5) After receiving a report under subregulation (3) and, where appropriate, after consultation in accordance with subregulation (4), the Minister is to determine the review by —

(a) confirming the decision to issue a Stop Work Order and confirming the terms of that Stop Work Order;

(b) confirming the decision to issue a Stop Work Order but modifying the terms of that Stop Work Order; or

(c) revoking the Stop Work Order.
(6) A determination under subregulation (5) must be in writing, and sent to the mining tenement holder's last known address within 14 days of the receipt by the Minister of the request for review.

Compliance with Stop Work Orders

1200. (1) A mining tenement holder to whom a Stop Work Order is issued shall comply with the terms of that Order at or before the time specified in that Order.

(2) A mining tenement holder to whom a Stop Work Order is issued shall not recommence mining operations which are the subject of a Stop Work Order unless —

(a) written approval to do so has been obtained from either the Minister or a senior inspector; or

(b) a determination has been made under regulation 120N (5) allowing the mining tenement holder to do so.

(3) A mining tenement holder who does not comply with subregulation (1) or (2) commits an offence.

(4) A term of a contract or agreement that purports to exclude, restrict or modify a person's obligation to comply with a Stop Work Order is void, and a person's obligation to comply with an Order is not affected by reason of surrender, forfeiture or expiry of the mining tenement.

Regulation 126 amended

27. Regulation 126 of the principal regulations is amended by deleting "lodge with" and substituting the following —

"lodge at the office of _____________."

Regulation 127A inserted

28. After regulation 127 of the principal regulations the following regulation is inserted —

"Persons before whom affidavit may be sworn

127A. For the purposes of section 144 (e) of the Act, the offices of —

(a) Director;

(b) Deputy Director; and

(c) Manager,

of the Mining Registration Division of the department are prescribed as offices and classes of offices, so that the occupants of those offices are persons before whom affidavits to be used in a warden's court, or to be used before a warden, may be sworn."

"
First Schedule amended

29. (1) The First Schedule to the principal regulations is amended by inserting after Form 6 the following form —

**Form 7**

**WESTERN AUSTRALIA**

Instrument of Licence

Mining Act 1978

(Sees.70B reg.23D)

**RETENTION LICENCE**

No.

(a) Name and address of holder and number of shares

is/were, authorized in accordance with section 70J of the Mining Act 1978 to further explore the land which is the subject of this licence situated at

(b) Locality

in the

(c) Mineral Field

Mineral Field containing approximately

(d) Area

hectares

for a term of years commencing on the date of the grant of the licence.

(e) Date Licence Granted

(f) Shire

subject to the provisions of the Mining Act 1978 and the conditions/endorsements as set out on the reverse of this Form.

Mining Registrar

NOTE

In addition to any specific conditions that are endorsed on this instrument, the holder in exercising the rights granted by this Licence must first ensure that the necessary consents and permission have been obtained and compensation has been agreed to or determined in respect to certain Crown Land, Public Reserves, private land, etc., and where the lawful rights of other land users is concerned or affected.

(Reverse of Form)

**Schedule of Endorsements/Conditions/Description of Granted Area**

(2) The First Schedule to the principal regulations is amended —

(a) in the heading to Form 9 by inserting after "(Secs. 45, 61," the following —

" 70E, ";

(b) in the heading to Form 16 by inserting after "(Secs. 42, 59," the following —

" 70D, "; and

(c) in the heading to Form 32 by deleting "Sec." and substituting the following —

" (Secs. 70F, ".
(3) The First Schedule to the principal regulations is amended by deleting Form 21 and substituting the following form —

Form 21

WESTERN AUSTRALIA

Mining Act 1978

(Secs. 41, 58, 70C, 74, 86, 91, Reg. 64)

APPLICATION FOR MINING TENEMENT

| (a) Type of tenement | No. |...
|-----------------------|-----|---
| (b) Time & Date marked out (where applicable) | a.m./p.m. | / |...
| (c) Mineral Field |...

APPLICANT:

| (d) Full Name |...
| (e) Address |...
| (f) No. shares |...
| (g) Total No. of shares |...

DESCRIPTION OF GROUND APPLIED FOR

| (h) Locality |...
| (i) Datum Peg |...
| (j) Boundaries |...
| (k) Area (ha or Km²) |...

| (l) Signature of applicant or agent | Date |...

 OBJECTIONS to this application may be lodged at the Mining Registrar’s office on or before the ........day of 19 ....... (see Note 4) and the hearing will take place on the ........day of 19 .......

 OBJECTIONS on grounds relating to rights of traditional usage must be lodged on or before the ........day of 19 .......

Fees paid $ c Receipt No:

Application

Rent

TOTAL

Received at ............m on ............ on .................. (Mining Registrar)

Map Ref.

Scale  

Note 1: EXPLORATION LICENCE

(i) Attachments 1 and 2 must be completed and accompany the lodgement of every application for an Exploration Licence in lieu of (b), (d) and (k) above and a map.

(ii) An application for an Exploration Licence shall be accompanied by a statement specifying method of exploration, details of the proposed work programme, estimated cost of exploration and technical and financial ability of the applicant(s).

Note 2: PROSPECTING/MISCELLANEOUS LICENCE AND MINING/GENERAL PURPOSE LEASE

This application form shall be accompanied by a map on which are clearly delineated the boundaries of the area applied for.

Note 3: GROUND AVAILABILITY

(i) The onus is on the applicant to ensure that ground is available to be marked out and/or applied for.

(ii) The following action should be taken to ascertain ground availability:

- public plan search;
- register search;
- ground inspection.

Note 4: ALL APPLICATIONS OVER PRIVATE LAND

The period for lodgement of an objection is within 21 days of service of this notice, or the date noted above for lodging objections, whichever is the longer period.
## WESTERN AUSTRALIA
Mining Act 1978
Sec. 58, Reg 84

### FORM 21 — ATTACHMENT 1

#### EXPLORATION LICENCE NO.

This section must be completed in full for all exploration licence applications

**LOCALITY:**

**INDICATE BLOCKS APPLIED FOR:**

**BLOCK IDENTIFIER** (All three sections must be completed)

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**TOTAL BLOCKS:**

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*24 June 1994*
### MAP SHOWING BLOCKS APPLIED FOR IN EXPLORATION LICENCE No...

- **(i)** Indicate 1:1,000,000 Plan Name(s) highlighting sheet boundaries in the area marked (e.g., Kalgoorlie)
- **(ii)** Indicate Primary Number(s) (e.g., PRIMARY No. 318)
- **(iii)** Indicate Gridicular Section(s) e.g., PRIMARY No. 318
- **(iv)** Outline external boundaries of licence applied for.

### 1:1,000,000 PLAN NAME(S)

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<th>Plan Name(s)</th>
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Second Schedule amended

30. The Second Schedule to the principal regulations is amended —

(a) in item 1 by inserting in the appropriate alphabetical position the following —

"Retention licence per hectare
or part thereof........................................ Reg. 23C  4.65 ",

(b) in item 2 by inserting in the appropriate alphabetical position the following —

"Retention Licence........................................ Reg. 23C  400.00 ",

and

(c) by deleting item 12.

By Command of the Lieutenant-Governor and deputy of the Governor.

D. G. BLIGHT, Clerk of the Council.