

MP302\*

Mining Act 1978

## Mining Amendment Regulations (No. 3) 2015

Made by the deputy of the Governor in Executive Council.

### 1. Citation

These regulations are the *Mining Amendment Regulations (No. 3) 2015*.

### 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 2015.

### 3. Regulations amended

These regulations amend the *Mining Regulations 1981*.

### 4. Schedule 2 amended

Delete Schedule 2 items 1 to 22 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 48.00
  - (b) for year 8, and each subsequent year, of the term of the licence 161.70
- 2. Annual rent of graticular exploration licence —
  - (a) one block licence applied for after 1 July 1999 301.35

(b) all other licences, per block —		
(i)	for years 1 to 3 of the term of the licence	125.25
(ii)	for years 4 and 5 of the term of the licence	194.85
(iii)	for years 6 and 7 of the term of the licence	264.35
(iv)	for year 8, and each subsequent year, of the term of the licence	500.60
3.	Annual rent of general purpose lease per hectare or part of one hectare	14.60
4.	Annual rent of lease granted under the <i>Mining Act 1904</i> <sup>5</sup> , 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	16.50
5.	Annual rent of mining lease per hectare or part of one hectare	16.50
6.	Annual rent of miscellaneous licence per hectare or part of one hectare —	
(a)	for the purpose referred to in regulation 42B(ia)	0.50
(b)	for any other purpose	14.60
7.	Annual rent of prospecting licence per hectare or part of one hectare (minimum \$24.00)	2.40
8.	Annual rent of retention licence per hectare or part of one hectare	7.20
9.	Application fee for —	
(a)	exploration licence —	
(i)	one block	330.35
(ii)	more than one block	1 323.80
(b)	general purpose lease	462.80
(c)	mining lease	462.80
(d)	miscellaneous licence	462.80
(e)	permit under section 40E	r. 4D(2) 25.00
(f)	prospecting licence	313.85
(g)	retention licence	760.80
10.	Application fee for approval of retention status	276.00
11.	Copy of all or part of document or report (per copy)	r. 25B 8.80
12.	Copy of —	
(a)	entry in the register (per tenement)	r. 84D 8.80
(b)	dealing or other instrument (per tenement)	r. 84D 8.80

13.	Certification of a document	r. 109	7.35
14.	Exemption from expenditure conditions —		
	(a) one year exemption for —		
	(i) prospecting licence	r. 54	359.70
	(ii) exploration licence	r. 54	408.05
	(iii) mining lease	r. 54	333.45
	(b) 5 year exemption for mining lease	r. 54	1 667.25
15.	Issue of —		
	(a) duplicate instrument of lease	s. 83	36.40
	(b) instrument of licence	s. 116	36.40
	(c) miner's right	s. 40C	25.00
16.	Partial surrender of a mining tenement	r. 45	110.40
17.	Application for permit to enter private land (per lot or location affected — minimum \$29.40)	r. 5	7.35
18.	Private land — application to bring under the Act	r. 8	23.20
19.	Registration or recording of instruments (per tenement affected where applicable) —		
	(a) application for copy document	r. 105	110.40
	(b) caveat	r. 76	110.40
	(c) devolution	r. 102	110.40
	(d) discharge/withdrawal of any encumbrance	r. 76A, 83	7.35
	(e) injunction	r. 109	110.40
	(f) judgment/order of court	r. 109	110.40
	(g) mortgage	r. 77	110.40
	(h) power of attorney — each	r. 108	110.40
	(i) notice of seizure	r. 109	110.40
	(j) tax memorial	s. 103C	110.40
	(k) transfer —		
	(i) mining tenement	r. 75	110.40
	(ii) mortgage	r. 84	110.40
	(l) withdrawal of memorial	s. 103C	7.35
20.	Restoration of mining tenement	r. 51	224.10
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)	8.80

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 62.40
  - (b) response and all necessary witness summonses 43.10
  - (c) all necessary applications and affidavits 6.25
  - (d) order made by warden including an order for an injunction 18.80
  - (e) copy of —
    - (i) evidence — per page 8.80
    - (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

N. HAGLEY, Clerk of the Executive Council.

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