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**MINERALS AND PETROLEUM**

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MP301\*

Mining Act 1978

**Mining Amendment Regulations (No. 5) 2015**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Mining Amendment Regulations (No. 5) 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 the day after that day.

**3. Regulations amended**

These regulations amend the *Mining Regulations 1981*.

**4. Regulation 85 amended**

In regulation 85(1) delete the definition of *concentrate* and insert:

*concentrate* means the product of a physical or chemical process of extraction of metal or a mineral (whether metallic or non-metallic) from mineral ore that is performed by a mining tenement holder and results in significant improvement in the grade or quality of the metal or mineral concerned;

## 5. Regulation 85B amended

In regulation 85B(1) delete “forward with the royalties” and insert:

forward to the Department, within the period within which the royalties must be paid under regulation 86A,

## 6. Regulation 86 amended

- (1) In regulation 86(3) in the Table in the item for Limestone (including limesands and shellsands):

- (a) delete “agent” and insert:

agent in tailings treatment operations

- (b) delete “metallurgical purposes” and insert:

metallurgical purposes (other than as a neutralising agent in tailings treatment operations)

- (2) In regulation 86(3) in the Table delete the item for Any other mineral not specifically listed in this Table, excluding gold metal as defined in regulation 86AA and ilmenite feedstock as defined in regulation 86AC and insert:

A mineral that is listed in this Table when it is in a form that is not specifically listed in this Table or any other mineral not specifically listed in this Table (excluding gold metal as defined in regulation 86AA and ilmenite feedstock as defined in regulation 86AC)			<p>The rate is —</p> <p>(a) if sold as crushed or screened material, 7.5% of the royalty value; or</p> <p>(b) if sold as a concentrate, 5% of the royalty value; or</p> <p>(c) if sold in metallic form or a form of equivalent processing, 2½% of the royalty value.</p>
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N. HAGLEY, Clerk of the Executive Council.