

MP301\*

Mining Act 1978

## **Mining Amendment Regulations (No. 3) 2012**

Made by the Governor in Executive Council.

### **1. Citation**

These regulations are the *Mining Amendment Regulations (No. 3) 2012*.

**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 2012.

**3. Regulations amended**

These regulations amend the *Mining Regulations 1981*.

**4. Regulation 109 amended**

- (1) In regulation 109(3) delete “that set out in item 1 of Schedule 2 for that tenement.” and insert:

the rent for a mining tenement of that kind set out in Schedule 2 items 1 to 8.

**5. 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)]

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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	44.70
(b) for year 8, and each subsequent year, of the term of the licence	150.60
2. Annual rent of graticular exploration licence —	
(a) one block licence applied for after 1 July 1999	280.65
(b) all other licences, per block —	
(i) for years 1 to 3 of the term of the licence	116.70
(ii) for years 4 and 5 of the term of the licence	181.45
(iii) for years 6 and 7 of the term of the licence	246.20
(iv) for year 8, and each subsequent year, of the term of the licence	466.20
3. Annual rent of general purpose lease per hectare or part of one hectare	13.65

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4.	Annual rent of lease granted under the <i>Mining Act 1904</i> , 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	15.40
5.	Annual rent of mining lease per hectare or part of one hectare	15.40
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	13.65
7.	Annual rent of prospecting licence per hectare or part of one hectare (minimum \$22.50)	2.25
8.	Annual rent of retention licence per hectare or part of one hectare	6.70
9.	Application fee for —	
	(a) exploration licence —	
	(i) one block	282.70
	(ii) more than one block	1 207.90
	(b) general purpose lease	406.05
	(c) mining lease	406.05
	(d) miscellaneous licence	406.05
	(e) permit under section 20A	r. 4D(2) 25.00
	(f) prospecting licence	267.30
	(g) retention licence	683.60
10.	Application fee for approval of retention status	257.00
11.	Copy of all or part of document or report (per copy)	r. 25B 8.20
12.	Copy of —	
	(a) entry in the register (per tenement)	r. 84D 8.20
	(b) dealing or other instrument (per tenement)	r. 84D 8.20
13.	Certification of a document	r. 109 6.80
14.	Exemption from expenditure conditions —	
	(a) one year exemption for —	
	(i) prospecting licence	r. 54 335.00
	(ii) exploration licence	r. 54 380.00
	(iii) mining lease	r. 54 465.00
	(b) 5 year exemption for mining lease	r. 54 2 325.00

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15. Issue of —		
(a) duplicate instrument of lease	s. 83	33.90
(b) miner's right	s. 20	25.00
16. Partial surrender of a mining tenement	r. 45	102.80
17. Application for permit to enter private land (per lot or location affected — minimum \$27.20)	r. 5	6.80
18. Private land — application to bring under the Act	r. 8	21.60
19. Registration or recording of instruments (per tenement affected where applicable) —		
(a) application for copy document	r. 105	102.80
(b) caveat	r. 76	102.80
(c) devolution	r. 102	102.80
(d) discharge/withdrawal of any encumbrance	r. 76A, 83	6.80
(e) injunction	r. 109	102.80
(f) judgment/order of court	r. 109	102.80
(g) mortgage	r. 77	102.80
(h) power of attorney — each	r. 108	102.80
(i) seizure — notice of	r. 109	102.80
(j) tax memorial	s. 103C	102.80
(k) transfer —		
(i) mining tenement	r. 75	102.80
(ii) mortgage	r. 84	102.80
(l) withdrawal of memorial	s. 103C	6.80
20. Restoration of mining tenement	r. 51	208.70
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)	8.20
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		58.10
(b) response and all necessary witness summonses		40.10
(c) all necessary applications and affidavits		5.85
(d) order made by warden including an order for an injunction		17.50

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(e) copy of —	
(i) evidence — per page	8.20
(ii) a judgment, decision or order — per page	1.10
(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

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By Command of the Governor,

G. MOORE, Clerk of the Executive Council.

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