

MN301*

Mining Act 1978

Mining Amendment Regulations (No. 3) 1999

Made by the deputy of the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Mining Amendment Regulations (No. 3) 1999*.

2. The regulations amended

The amendments in these regulations are to the *Mining Regulations 1981**.

[* Reprinted as at 18 March 1996.

For amendments to 6 December 1999 see 1998 Index to Legislation of Western Australia, Table 4, pp. 215-6, and Gazette 11 and 18 June, and 19 November 1999.]

3. Regulation 96C amended

After regulation 96C(2) the following subregulation is inserted —

“

- (2a) Annual tenement rent (including the rent for the first year of the term of the mining tenement) and local government rates relating to land which is the subject of a mining tenement may be used in the calculation of expenditure expended on, or in connection with, mining on the mining tenement.

”.

4. Regulation 113A inserted

After regulation 113 the following regulation is inserted —

“

113A. General power for wardens to administer oaths

In addition to the powers set out in section 138 of the Act (*permitting a warden, etc., to administer an oath in relation to “proceedings in a warden’s court”*), a

warden, the mining registrar or other person acting as the clerk of the warden's court may also administer an oath for the purposes of taking evidence in proceedings that are not "proceedings in a warden's court".

”.

5. Regulation 127A amended

Regulation 127A is amended by deleting paragraphs (a) and (b) and inserting instead the following paragraphs —

“

- (a) Director;
- (b) General Manager;
- (c) Manager; and
- (d) Co-ordinator,

”.

6. Second Schedule amended

The Second Schedule is amended by deleting the item commencing "Graticular exploration licence" and inserting the following item instead —

“

Graticular exploration licence

- | | | | |
|-----|---|---------|--------|
| (a) | one block licence applied for after 1 July 1999 | Reg. 18 | 200.00 |
| (b) | all other licences (per block) | Reg. 18 | 82.40 |

By Command of the deputy of the Governor,

ROD SPENCER, Clerk of the Executive Council.