
MINERALS AND PETROLEUM

MP301

Mining Act 1978

Mining Amendment Regulations (No. 4) 2017

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Mining Amendment Regulations (No. 4) 2017*.

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 22 January 2018.

3. Regulations amended

These regulations amend the *Mining Regulations 1981*.

4. Regulation 2 amended

- (1) In regulation 2 delete the definition of *Director, Environment Division*.

- (2) In regulation 2 insert in alphabetical order:

Director Operations, Resource and Environmental Compliance Division means the person for the time being holding or acting in the office of Director Operations, Resource and Environmental Compliance Division in the Department;

Executive Director, Resource and Environmental Compliance Division means the person for the time being holding or acting in the office of Executive Director, Resource and Environmental Compliance Division in the Department;

5. Regulation 4B amended

In regulation 4B delete “Mineral Titles” and insert:

Resource Tenure

6. Regulation 5 amended

Delete regulation 5(3) and insert:

- (3) For the purposes of section 30(8) the prescribed offices or positions are —

- (a) Executive Director Resource Tenure Division in the Department;
- (b) General Manager Resource Tenure in the Resource Tenure Division of the Department.

7. Regulation 32A amended

Delete regulation 32A(3) and insert:

- (3) For the purposes of section 82A(2)(b) the prescribed officials are —

- (a) Director Operations, Resource and Environmental Compliance Division;
- (b) Executive Director, Resource and Environmental Compliance Division.

8. Regulation 33A amended

In regulation 33A(1) delete paragraphs (a) and (b) and insert:

- (a) Director Operations, Resource and Environmental Compliance Division;

- (b) Executive Director, Resource and Environmental Compliance Division;
- (c) General Manager Minerals, North, Resource and Environmental Compliance Division in the Department;
- (d) General Manager Minerals, South, Resource and Environmental Compliance Division in the Department.

9. Regulation 89B amended

In regulation 89B delete “Mineral Titles” and insert:

Resource Tenure

10. Regulation 113A amended

In regulation 113A:

- (a) delete paragraphs (b) and (c) and insert:

- (b) General Manager Resource Tenure; and
- (c) Manager Mineral Tenure; and

- (b) delete “of the Mineral Titles” and insert:

in the Resource Tenure

11. Regulation 113B amended

In regulation 113B delete paragraphs (a) and (b) and insert:

- (a) Executive Director Resource Tenure Division in the Department;
- (b) General Manager Resource Tenure in the Resource Tenure Division of the Department.

12. Regulation 116 amended

In regulation 116 in the definition of *Director* delete “of the Mineral Titles Division of” and insert:

Resource Tenure Division in

13. Regulation 120J amended

Delete regulation 120J(3) and insert:

- (3) When reviewing a direction, the Executive Director, Resource and Environmental Compliance Division may —
- (a) take into account any active measures that have been taken by the mining tenement holder which result in substantial compliance with the direction; and
 - (b) extend the time period for compliance with the direction, if of the opinion that measures already taken by the mining tenement holder will be completed within the extended time period.

14. Schedule 1 amended

In Schedule 1 Form 1A delete “Registrar/Customer Service Coordinator, Mineral Titles Division” and insert:

Registrar

15. Various references to “Director, Environment” replaced

In the provisions listed in the Table delete “Director, Environment” (each occurrence) and insert:

Executive Director, Resource and Environmental Compliance

Table

r. 120J(1)	r. 120J(4)
r. 120N(3)	r. 120N(4)

16. Various references to “Environment” replaced

In the provisions listed in the Table delete “Environment” and insert:

Resource and Environmental Compliance

Table

r. 2 definition of <i>environmental officer</i>	r. 13A(2)
r. 21A(2)	r. 23DA(2)
r. 31A(2)	

R. KENNEDY, Clerk of the Executive Council.