

South Australia

## **Mining (Fees) Variation Regulations 2016**

under the *Mining Act 1971*

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### **Part 1—Preliminary**

#### **1—Short title**

These regulations may be cited as the *Mining (Fees) Variation Regulations 2016*.

#### **2—Commencement**

These regulations will come into operation on 1 July 2016.

#### **3—Variation provisions**

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

### **Part 2—Variation of *Mining Regulations 2011***

#### **4—Substitution of Schedules 1 and 2**

Schedules 1 and 2—delete the Schedules and substitute:

##### **Schedule 1—Fees**

- |   |  |          |
|---|--|----------|
| 1 | Application for registration of mineral claim            | \$468.00 |
| 2 | Exploration licence—                                     |          |
|   | (a) application fee—the sum of the following components: |          |
|   | (i) base component                                       | \$781.00 |
|   | (ii) advertising component                               | \$842.00 |
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- (b) annual fee—the sum of the following components:
- |  |   |
|--|---|
| (i) administration component   | \$157.00  |
| (ii) regulation component  | \$515.00 or   |
| The fee payable will be calculated according to the nominal area of the licence, and no allowance will be made for land that is not available for exploration. | \$11.90 per km <sup>2</sup> or part of a km <sup>2</sup> in the area of the licence, whichever is the greater |
- 3 Mining lease—
- (a) application fee—the sum of the following components:
- |  |   |
|--|---|
| (i) base component   | \$1 562.00  |
| (ii) advertising component   | \$842.00  |
| (iii) assessment component—  |   |
| (A) in the case of a mining lease that is authorised to recover, use and sell or dispose of solely extractive minerals or minerals prescribed under regulation 3(3)—             |   |
| • for a mining lease that has an estimated annual production of less than 100 000 tonnes of minerals   | \$1 041.00  |
| • for a mining lease that has an estimated annual production of 100 000 tonnes or more of minerals   | \$5 207.00  |
| (B) in any other case—   |   |
| • if the whole or any part of the mining lease area is within the area of a council or a reserve within the meaning of the <i>National Parks and Wildlife Act 1972</i> —         |   |
| — for a mining lease that has a capital cost of less than \$1 000 000  | \$1 041.00  |
| — for a mining lease that has a capital cost of \$1 000 000 or more  | 0.25% of capital cost up to a maximum of \$200 000  |
| • if the whole of the mining lease area is outside the area of a council <i>and</i> is outside a reserve within the meaning of the <i>National Parks and Wildlife Act 1972</i> — |   |
| — for a mining lease that has a capital cost of less than \$1 000 000  | \$1 041.00  |
| — for a mining lease that has a capital cost of \$1 000 000 or more  | 0.125% of capital cost up to a maximum of \$200 000 |
- (b) annual fee—the sum of the following components:

	(i) administration component	\$157.00
	(ii) regulation component (other than for an extractive minerals lease)	\$309.00
4	Miscellaneous purposes licence—	
	(a) application fee—the sum of the following components:	
	(i) base component	\$1 562.00
	(ii) advertising component	\$842.00
	(iii) assessment component—the sum of the following components:	
	(A) if the whole or any part of the miscellaneous purposes licence area is within the area of a council or a reserve within the meaning of the <i>National Parks and Wildlife Act 1972</i> —	
	• for a licence that has a capital cost of less than \$1 000 000	\$1 041.00
	• for a licence that has a capital cost of \$1 000 000 or more	0.25% of capital cost up to a maximum of \$200 000
	(B) if the whole of the miscellaneous purposes licence area is outside the area of a council <i>and</i> is outside a reserve within the meaning of the <i>National Parks and Wildlife Act 1972</i>	
	• for a licence that has a capital cost of less than \$1 000 000	\$1 041.00
	• for a licence that has a capital cost of \$1 000 000 or more	0.125% of capital cost up to a maximum of \$200 000
	(b) annual fee—the sum of the following components:	
	(i) administration component	\$157.00
	(ii) regulation component	\$309.00
5	Retention lease—	
	(a) application fee—the sum of the following components:	
	(i) base component	\$781.00
	(ii) advertising component	\$842.00
	(iii) assessment component	\$5 207.00
	(b) annual fee—the sum of the following components:	
	(i) administration component	\$157.00
	(ii) regulation component	\$309.00
6	Application for registration or renewal of access claim	\$88.00
7	Late lodgment of transfer of mining lease, retention lease, exploration licence or miscellaneous purposes licence	\$157.00

8	Lodgment of an agreement (including an indigenous land use agreement) or determination with the Mining Registrar under Part 9B of Act	\$550.00
9	Lodgment of caveat—per tenement	\$157.00
10	Late lodgment of mining return under section 76 of Act (administration fee)	\$267.00
11	Application for—	
	(a) variation of condition of tenement, working conditions or special approval to undertake particular work program	\$550.00
	(b) Ministerial consent under Act	\$550.00
12	Proposal for a safety net agreement under section 84A of Act	\$105.00
13	Application for issue of duplicate lease or licence	\$131.00
14	Inspection of Mining Register	\$53.50
15	Extract from Mining Register comprising copy of mining tenement	\$13.50
16	Extract from Mining Register comprising results of—	
	(a) standardised search query (maximum of 10 mining tenements per query)	\$52.50
	(b) customised search query (maximum of 10 mining tenements per query)	\$105.00

## **Schedule 2—Annual rents**

1	Mining lease	\$234.00 or \$61.50 for each hectare or part of a hectare in the area of the lease, whichever is the greater
2	Mining lease—Extractives	\$198.00 or \$51.50 for each hectare or part of a hectare in the area of the lease, whichever is the greater
3	Retention lease	\$234.00 or \$31.00 for each hectare or part of a hectare in the area of the lease, whichever is the greater
4	Miscellaneous purposes licence	\$234.00 or \$61.50 for each hectare or part of a hectare in the area of the licence, whichever is the greater

### **Note—**

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

### **Made by the Governor**

with the advice and consent of the Executive Council  
on 23 June 2016

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