

NORTHERN TERRITORY OF AUSTRALIA

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Regulations 1983, No. 47\*

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Regulations under the *Mining Act*

I, ERIC EUGENE JOHNSTON, the Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, hereby make the following Regulations under the *Mining Act*.

Dated this eighth day of December, 1983.

E.E. JOHNSTON  
Administrator

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AMENDMENTS OF THE MINING REGULATIONS

1. MINERAL FIELDS

Regulation 4(a) of the Mining Regulations is amended by omitting "thirty-ninth and one hundred and thirty-eighty" and substituting "twenty-ninth and one hundred and thirty-eighth".

2. RENT FOR EXPLORATION RETENTION LEASE

Regulation 8(1) of the Mining Regulations is amended by omitting "is \$1,000 for each year" and substituting "for an exploration retention lease is \$5 per hectare or part of a hectare for each year or part of the year in respect of the land the subject of the lease".

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\* Notified in the *Northern Territory Government Gazette* on 16 December, 1983.

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### 3. RENT FOR EXPLORATION RETENTION LEASE RENEWAL

Regulation 9 of the Mining Regulations is amended by omitting "is \$5,000 for each year or part of a year" and substituting "for the renewal or further renewal of an exploration retention lease is \$10 per hectare or part of a hectare for each year or part of a year in respect of the land the subject of the lease as renewed or further renewed".

### 4. REPEAL AND SUBSTITUTION

Regulation 16 of the Mining Regulations is repealed.

### 5. METHOD OF MARKING OUT

Regulation 19 of the Mining Regulations is amended -

(a) by omitting, from sub-regulation (1)(f), all words after and including "be erected" to and including "diameter and" and substituting ", subject to sub-regulation (1A), be erected at each corner of the area the subject of the application a substantial metal post or cairn of stones,";

(b) by omitting, from sub-regulation (1), paragraph (j) and substituting the following:

"(j) where, in the clearing of the boundary lines referred to in paragraph (h), a tree obstructs the line of sight between the metal post or cairn of stones and another metal post or cairn of stones referred to in that paragraph -

(i) in the case of an immature tree - the tree may be cut down and removed; and

(ii) in the case of a mature tree - the tree shall be flagged,

and, in carrying out that clearing -

(iii) no tree shall be cut down and removed other than in accordance with sub-paragraph (i); and

(iv) care shall be taken to do as little damage to the environment as practicable;"

(c) by inserting after sub-regulation (1) the following:

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"(1A) Where a corner of an area referred to in sub-regulation (1) is also the corner of another area referred to in that sub-regulation and the applications referred to in that sub-regulation relating to those areas are made by the same person, irrespective of whether they are made at different times, the metal post or cairn of stones required under sub-regulation (1)(f) for such a corner of one of those areas shall, unless the Secretary otherwise directs, for the purposes of these Regulations be deemed to be such a metal post or cairn of stones, as the case may be, for such a corner of the other area."; and

(d) by inserting in sub-regulation (2) after "sub-regulation (1) shall" the words ", unless otherwise approved by the Secretary,".

### 6. SHAPE OF AREA

Regulation 20 of the Mining Regulations is amended by omitting all words after and including "except" and substituting the following:

"except where -

- (a) Territorial boundaries, tidal water or the external boundaries or other natural features of the area available for marking out make such shape impracticable; or
- (b) the Secretary otherwise approves."

### 7. NO OBLIGATION TO MARK OUT LAND ALREADY SURVEYED

Regulation 21 of the Mining Regulations is amended by omitting sub-regulation (2) and substituting the following:

"(2) A person making an application referred to in regulation 19(1) in respect of an area of land to which sub-regulation (1) applies shall affix to the datum post on the land a board or metal plate and that board or metal plate shall have affixed to it a notice, adequately protected so as to remain clearly legible, specifying the type of title, the date of affixing of the board or metal plate, the size of the area the subject of the proposed application and the full name and address of the applicant."

### 8. MANNER OF LODGING APPLICATIONS

Regulation 28 of the Mining Regulations is amended by inserting after "lease)" the words "or tailings licence".

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9. SCHEDULE 1

Schedule 1 to the Mining Regulations is amended by omitting the following:

"An application for approval of a transfer or any other dealing affecting an exploration licence or mining tenement, for each exploration licence or mining tenement..... 50.00"

and substituting the following:

"An application for the registration of -

- (a) a transfer of an exploration or mining tenement, for each exploration licence or mining tenement..... \$50.00
- (b) any other dealing affecting an exploration licence or mining tenement, for each exploration licence or mining tenement..... \$5.00".

10. SCHEDULE 4

Schedule 4 to the Mining Regulations is amended -

- (a) by omitting from Form 1 "Expiry date"; and
- (b) by omitting Forms 2 and 3.