



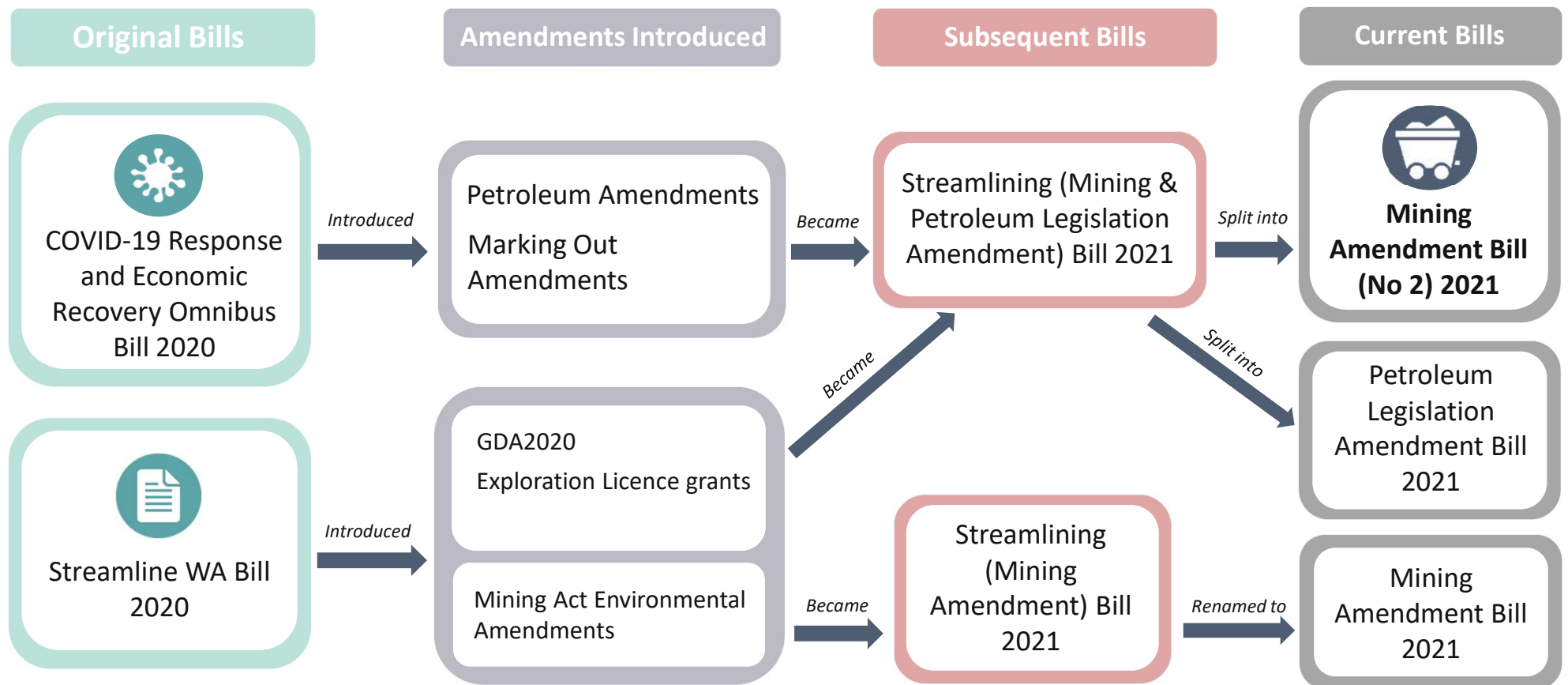
Government of Western Australia
Department of Mines, Industry Regulation and Safety

Mining Amendment Bill (No. 2) 2021

Presented by
Zoran Vukojević
Major Resource Projects
February 2022



History



The Bill



Mining Amendment Bill (No.2) 2021

Resource Tenure Division,
DMIRS

Improve regulation and regulatory practice by:

- *Streamlining administrative processes*
- *Safeguarding the security of titles and licences*
- *Generating certainty for the resource sector*

Overview

The Mining Amendment Bill (No. 2) 2021 amendments



GDA2020

Modernising reference points as a consequence of the Australian continental drift impacting the geodetic datum



MARKING OUT

Allowing lease conversion applications without first marking out when the land cannot be accessed due to a significant event

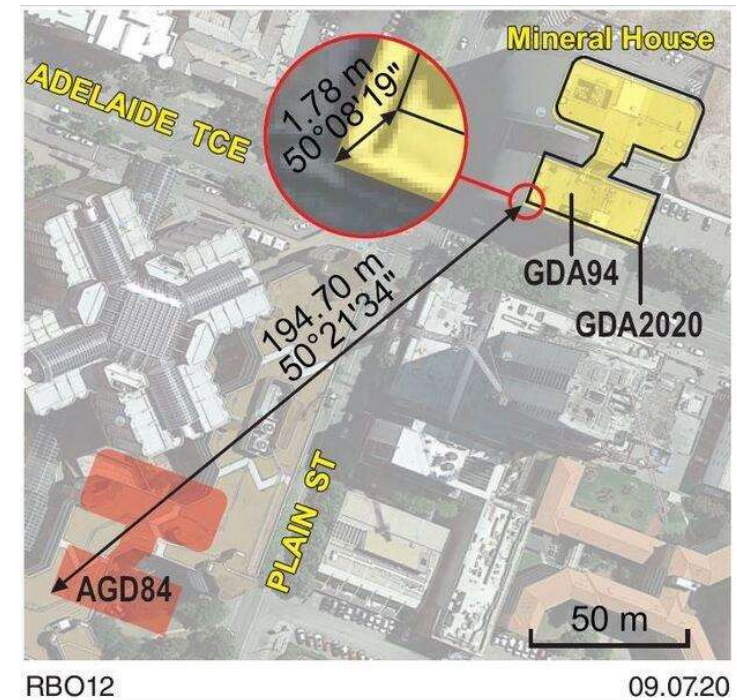


EXPL LICENCE GRANTS

Minister's discretion

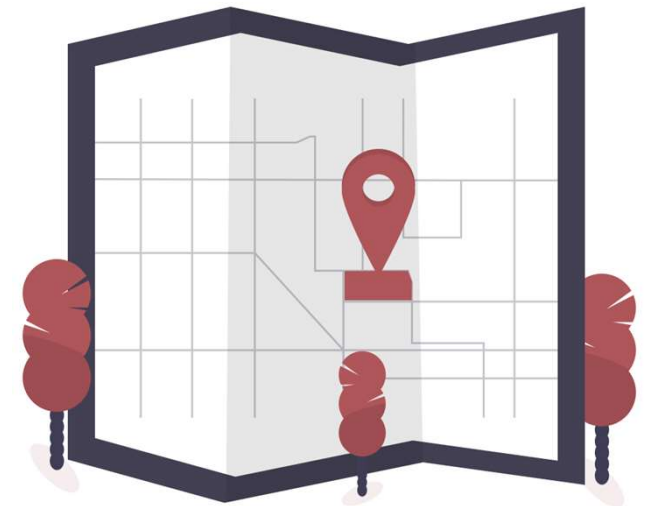
GDA2020 - Background

- The continent is moving – about 7 cm north-east each year
- Adjustments to datum necessary to maintain ground accuracy
- Current datum essential to the security of the titles system



Moving towards GDA2020

- Allow any future datum to be applied
- Adopt the latest and most accurate datum – GDA2020
- Retain the current graticular grid at GDA94 but described using the accurate datum of the day (GDA2020)
- Avoid gaps and overlaps between the different graticular grids



Marking out

- Conversion applications may be made for mining leases or general purpose leases without first marking out the land, where the land cannot be accessed due to a particular event.
- Examples:



Severe weather



COVID-19 restrictions



Strike, lock-out or other
industrial dispute

Marking out

A conversion application without first marking out is to be accompanied by:



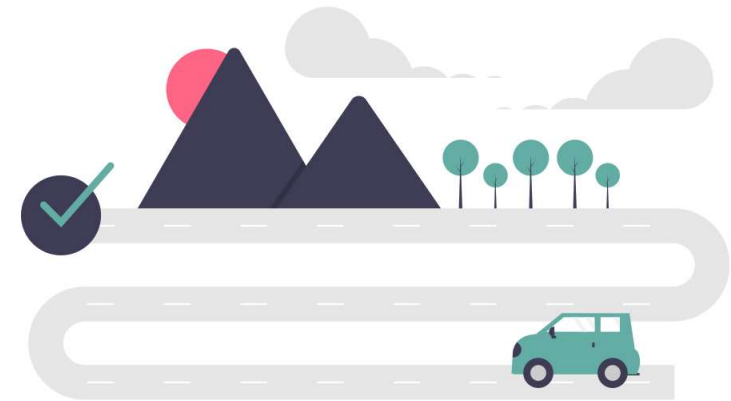
Statement – *why the land cannot be marked*



Evidence – *proof of why land cannot be accessed*

Marking out

- The requirement to mark out the land is **NOT** removed – only deferred
- The land must be marked out as soon as practicable OR as directed by the Mining Registrar.
- The Mining Registrar can specify a day by which the land must be marked out.
- Holder obliged to provide evidence that the land has been marked out.



Grants of exploration licences

Minister's discretion to determine that certain land is "unavailable for exploration" prior to grant of exploration licence.



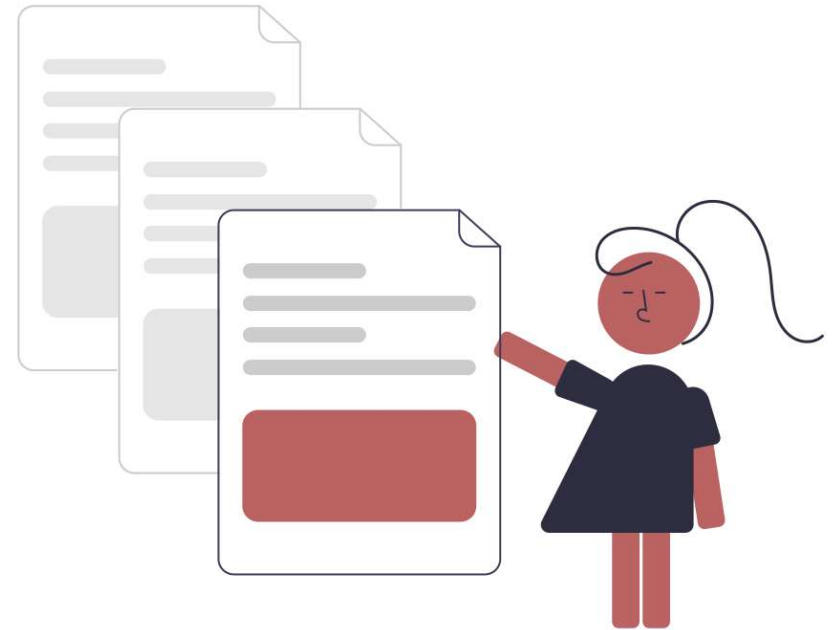
Minister's absolute discretion



Minister is not obliged to exercise discretion

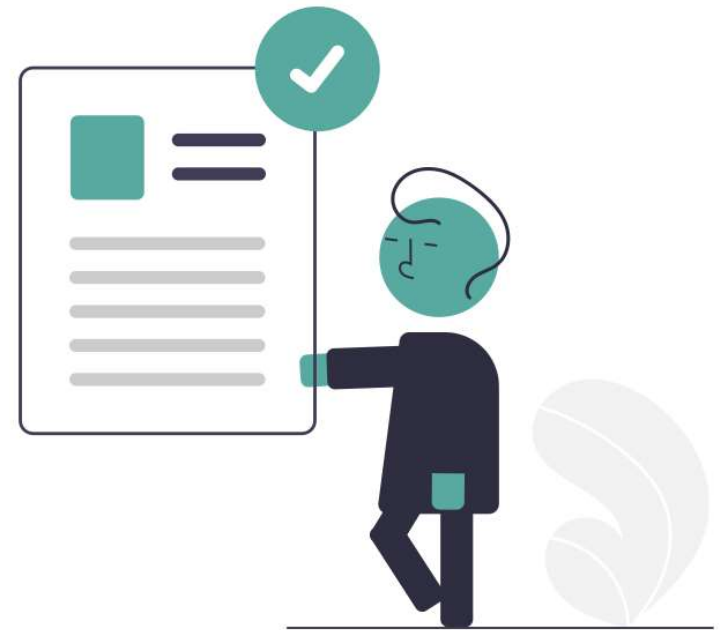
Designated Tenement Contact – Section 17

- Consequential amendment
- Addition of “notification”



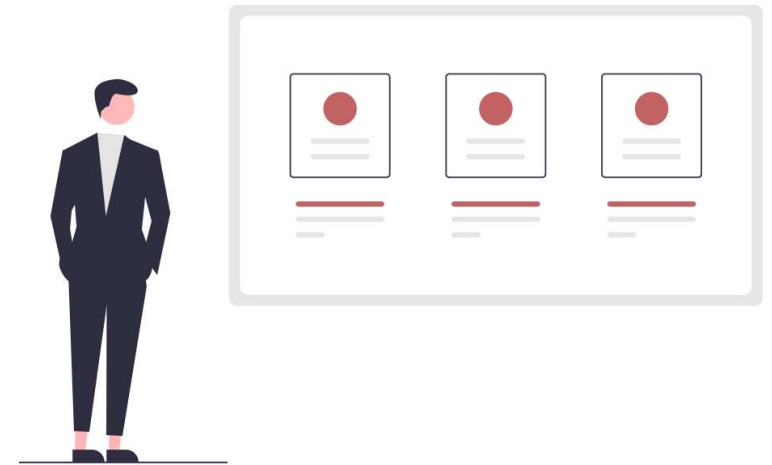
Commencement date of Act

- Section 1 and 2 of the Bill will come into operation on the day it receives Royal Assent.
- The rest of the Bill comes into operation on the day after that.



Consultation

- 9 week consultation period: 12 January-11 March 2022
- Consultation details and Bill are available on the DMIRS website: www.dmirs.wa.gov.au/content/open-consultations
- Submissions are invited
- RTD.Consultation@dmirs.wa.gov.au



Questions?



Contacts

Zoran Vukojevic

General Manager Major Resource Projects
08 9222 3007

Kim Iskra

Manager Projects, Legislation and Policy
08 9222 0439

