

South Australia

Mining (Fees) Variation Regulations 2020

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 2020*.

2—Commencement

These regulations come into operation on 1 July 2020.

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 | \$523.00 |
| 2 | Exploration licence— | |
| | (a) application fee—the sum of the following components: | |
| | (i) base component | \$873.00 |
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(ii) advertising component	\$942.00
(b) annual fee—the sum of the following components:	
(i) administration component	\$175.00
(ii) regulation component	
(A) in the case of an exploration licence in respect of land that is wholly within a zone 1 exploration regulation fee zone	\$576.00 or \$13.30 per km ² or part of a km ² in the area of the licence, whichever is the greater
(B) in the case of an exploration licence in respect of land that is within, or partly within, a zone 2 exploration regulation fee zone (and is not also partly within a zone 3 exploration regulation fee zone)	\$771.00 or \$17.80 per km ² or part of a km ² in the area of the licence, whichever is the greater
(C) in the case of an exploration licence in respect of land that is within, or partly within, a zone 3 exploration regulation fee zone	\$971.00 or \$22.50 per km ² or part of a km ² in the area of the licence, whichever is the greater

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.

An area of the State is a *zone 1 exploration regulation fee zone*, a *zone 2 exploration regulation fee zone* or a *zone 3 exploration regulation fee zone* if it is declared as such by the Minister by notice under regulation 109.

3 Mining lease—

(a) application fee—the sum of the following components:	
(i) base component	\$1 746.00
(ii) advertising component	\$942.00
(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	\$1 163.00
• for a mining lease that has an estimated annual production of 100 000 tonnes or more of minerals	\$5 820.00
(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 *National Parks and Wildlife Act 1972*—
 - for a mining lease that has a capital cost of less than \$1 000 000 \$1 163.00
 - 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 *and* is outside a reserve within the meaning of the *National Parks and Wildlife Act 1972*—
 - for a mining lease that has a capital cost of less than \$1 000 000 \$1 163.00
 - 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 \$175.00
 - (ii) regulation component (other than for an extractive minerals lease) \$345.00
- 4 Miscellaneous purposes licence—
- (a) application fee—the sum of the following components:
- (i) base component \$1 746.00
 - (ii) advertising component \$942.00
 - (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 *National Parks and Wildlife Act 1972*—
 - for a licence that has a capital cost of less than \$1 000 000 \$1 163.00
 - 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	\$1 163.00
	• 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	\$175.00
	(ii) regulation component	\$345.00
5	Retention lease—	
	(a) application fee—the sum of the following components:	
	(i) base component	\$873.00
	(ii) advertising component	\$942.00
	(iii) assessment component	\$5 820.00
	(b) annual fee—the sum of the following components:	
	(i) administration component	\$175.00
	(ii) regulation component	\$345.00
6	Application for registration or renewal of access claim	\$98.50
7	Late lodgment of transfer of mining lease, retention lease, exploration licence or miscellaneous purposes licence	\$175.00
8	Lodgment of an agreement (including an indigenous land use agreement) or determination with the Mining Registrar under Part 9B of Act	\$614.00
9	Lodgment of caveat—per tenement	\$175.00
10	Late lodgment of mining return under section 76 of Act (administration fee)	\$299.00
11	Application for—	
	(a) variation of condition of tenement, working conditions or special approval to undertake particular work program	\$614.00
	(b) Ministerial consent under Act	\$614.00
12	Proposal for a safety net agreement under section 84A of Act	\$116.00
13	Application for issue of duplicate lease or licence	\$147.00
14	Inspection of Mining Register	\$59.50
15	Extract from Mining Register comprising copy of mining tenement	\$15.10
16	Extract from Mining Register comprising results of—	

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|--|--|----------|
| | (a) standardised search query (maximum of 10 mining tenements per query) | \$58.00 |
| | (b) customised search query (maximum of 10 mining tenements per query) | \$116.00 |

Schedule 2—Annual rents

1	Mining lease	\$261.00 or \$69.00 for each hectare or part of a hectare in the area of the lease, whichever is the greater
2	Mining lease—Extractives	\$220.00 or \$57.00 for each hectare or part of a hectare in the area of the lease, whichever is the greater
3	Retention lease	\$261.00 or \$35.00 for each hectare or part of a hectare in the area of the lease, whichever is the greater
4	Miscellaneous purposes licence	\$261.00 or \$69.00 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 4 June 2020

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