

NORTHERN TERRITORY OF AUSTRALIA
MINING AMENDMENT ACT (NO. 2) 1991

No. 47 of 1991

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NORTHERN TERRITORY OF AUSTRALIA

No. 47 of 1991

AN ACT

to amend the *Mining Act*

[Assented to 26 September 1991]

BE it enacted by the Legislative Assembly of the Northern Territory of Australia, with the assent as provided by the *Northern Territory (Self-Government) Act 1978* of the Commonwealth, as follows:

1. SHORT TITLE

This Act may be cited as the *Mining Amendment Act (No. 2) 1991*.

2. COMMENCEMENT

This Act shall come into operation on a date to be fixed by the Administrator by notice in the *Gazette*.

3. PRINCIPAL ACT

The *Mining Act* is in this Act referred to as the Principal Act.

4. APPLICATION FOR RENEWAL - EXPLORATION RETENTION LICENCE

Section 46(2) of the Principal Act is amended by inserting after paragraph (a) the following:

"(aa) the prescribed fee;".

5. APPLICATION FOR RENEWAL - MINERAL LEASE

Section 68(2) of the Principal Act is amended by inserting after paragraph (a) the following:

"(aa) the prescribed fee;".

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6. APPLICATION FOR RENEWAL - MINERAL CLAIM

Section 90(2) of the Principal Act is amended by inserting after "renewed claim," the words "the prescribed fee,".

7. APPLICATION FOR RENEWAL - EXTRACTIVE MINERAL LEASE

Section 103(2) of the Principal Act is amended by inserting after "renewed lease," the words "the prescribed fee,".

8. APPLICATION FOR RENEWAL - EXTRACTIVE MINERAL PERMIT

Section 115(2) of the Principal Act is amended by inserting after "renewal period," the words "the prescribed fee,".

9. FORM OF APPLICATION

Section 162(1) of the Principal Act is amended by omitting paragraph (f) and substituting the following:

"(f) shall be accompanied by -

- (i) the prescribed fee; and
- (ii) the prescribed rent for the first 12 months of the term of the proposed licence or mining tenement;".

10. REFUSAL OF APPLICATION

Section 162A(2) of the Principal Act is amended by omitting paragraph (b) and substituting the following:

"(b) refund to the applicant the prescribed fee, the prescribed rent, and the money referred to in section 162(1)(h), which accompanied the application.".

11. REFUND OF RENT

Section 170 of the Principal Act is amended by omitting subsection (1) and substituting the following:

"(1) If an exploration licence, exploration retention licence or mining tenement, or renewal thereof, is not granted, there shall be refunded to the applicant for the grant or renewal the amount of the prescribed rent paid by him at the time of lodging the application.".

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12. CAVEAT

Section 174(8) of the Principal Act is amended by omitting "he may lodge," and substituting "he may, on payment of the prescribed fee, lodge".

13. REGULATIONS

Section 192(2)(m) of the Principal Act is amended -

- (a) by inserting after subparagraph (ii) the following:

"(iii) the application for the grant or renewal of an exploration licence, exploration retention licence or mining tenement;" ; and

- (b) by omitting from subparagraph (v) "registration" and substituting "lodgement".
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