

NORTHERN TERRITORY OF AUSTRALIA

Regulations 1996, No. 20*

Regulations under the *Mining Act*

I, KEITH JOHN AUSTIN ASCHE, 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 29 April 1996.

K.J.A. ASCHE
Administrator

AMENDMENTS OF MINING REGULATIONS

1. COMMENCEMENT

These Regulations shall come into operation on the commencement of the *Mining Amendment Act 1996*.

2. REPEAL AND SUBSTITUTION

Regulation 18 of the *Mining Regulations* is repealed and the following substituted:

"18. FORM OF FOSSICKER'S PERMIT

"For the purposes of section 130C(1)(a) of the Act, a fossicker's permit shall be in accordance with Form 3.

"18A. TERM OF FOSSICKER'S PERMIT

"Subject to regulation 18B, for the purposes of section 130C(1)(b) of the Act, the term for which a person to whom an application for a fossicker's permit is made under section 130B of the Act issues the fossicker's permit shall be -

- (a) in the case of a person referred to in section 130C(2)(a) of the Act, 1 month, 4 months, 12 months or 5 years; or

* Notified in the *Northern Territory Government Gazette* on 7 May 1996.

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- (b) in the case of a commercial tour operator, 1 year.

"18B. FOSSICKING PERMIT ISSUED FOR EDUCATIONAL PURPOSES

"(1) Where -

- (a) a corporation which, or a person who, makes an application for a fossicker's permit wishes to engage in fossicking for the purposes of conducting a course of study or some other educational service or programme (howsoever described); and
- (b) the person to whom the application is made is satisfied that that is the sole purpose for which the application is made,

the term for which the second-mentioned person issues the fossicker's permit shall be not more than one month.

"(2) A fossicker's permit referred to in subregulation (1) authorises -

- (a) if issued to a person, that person; or
- (b) if issued to a corporation, the person or persons who have responsibilities for and on behalf of the corporation for the conduct of the course of study or other educational service or programme,

together with each person who has enrolled in or otherwise arranged to participate in the course of study or educational service or programme, to fossick.

"(3) No fee is payable in respect of an application for, or the issue of, a fossicker's permit referred to in subregulation (1)."

3. MATTERS TO BE RECORDED IN REGISTER

Regulation 30 of the Mining Regulations is amended -

- (a) by omitting "each licence, mining tenement or permit granted under the Act" and substituting "each licence or mining tenement granted under the Act";
- (b) by omitting from paragraph (a) "licences, leases, mining tenements or permits" and substituting "licences or mining tenements";
- (c) by omitting from paragraph (b) "licence, lease, mining tenement and permit showing" and substituting "licence or mining tenement showing";

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- (d) by omitting from paragraph (b)(ii) "licence, lease, tenement or permit" and substituting "licence or mining tenement";
- (e) by omitting from paragraph (b)(iii) "licence, lease, tenement or permit" and substituting "licence or mining tenement"; and
- (f) by omitting from paragraph (c) "licence, lease, mining tenement or permit" and substituting "licence or mining tenement".

4. SEARCHES

Regulation 31(1) of the Mining Regulations is amended -

- (a) by omitting "licensee, lessee or holder" (twice occurring) and substituting "licensee or holder";
- (b) by omitting "or exploration retention licence, mining tenement or permit," and substituting ", exploration retention licence or mining tenement, "; and
- (c) by omitting from paragraph (a) "licence, mining tenement or permit" (twice occurring) and substituting "licence or mining tenement".

5. SCHEDULE 1

Schedule 1 to the Mining Regulations is amended -

- (a) by omitting from item 1(a) "20.00" and substituting "100.00"; and
- (b) by inserting after item 2 the following:

"2A. FOSSICKING PERMITS

- (a) For the issue of a fossicker's permit to a person referred to in section 130C(2)(a) of the Act, for the term of -

1 month	5.00
4 months	10.00
12 months	20.00
5 years	50.00

(section 130C)

- (b) For the issue of a fossicker's permit to a commercial tour operator, for the term of
1 year 300.00
(section 130C)

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(c) For the issue of a replacement fossicker's permit (section 130E)".

10.00

6. SCHEDULE 4

Schedule 4 to the Mining Regulations is amended by inserting after Form 2 the following:

"FORM 3

Regulation 18

NORTHERN TERRITORY OF AUSTRALIA

Mining Act

Section 130C(1)

FOSSICKER'S PERMIT

No.

Issued to:

Place of issue:

Date of issue:

Date of expiry:

.....
Signature of issuing officer".