TASMANIA

MINING (STRATEGIC PROSPECTIVITY ZONES) AMENDMENT BILL 2002

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[Bill 72]-1
MINING (STRATEGIC PROSPECTIVITY ZONES) AMENDMENT BILL 2002

(Brought in by the Minister for Economic Development, Energy and Resources, the Honourable Paul Anthony Lennon)

A BILL FOR

An Act to amend the Mining (Strategic Prospectivity Zones) Act 1993

Be it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:

Short title

1. This Act may be cited as the Mining (Strategic Prospectivity Zones) Amendment Act 2002.

Commencement

2. This Act commences on the day on which this Act receives the Royal Assent.

Principal Act

3. In this Act, the Mining (Strategic Prospectivity Zones) Act 1993* is referred to as the Principal Act.

*No. 26 of 1993
Section 4 amended (Objects of Act)

4. Section 4 of the Principal Act is amended by omitting “mining products” and substituting “minerals”.

Section 6 amended (Strategic prospectivity zones)

5. Section 6(1) of the Principal Act is amended by omitting “2687” and substituting “5132”.

Section 7 amended (Status of Crown land in strategic prospectivity zones)

6. Section 7(5)(a) of the Principal Act is amended by omitting “a proclamation under section 6 (1) (a) of the Mining Act 1929” and substituting “an order under section 5(3) of the Mineral Resources Development Act 1995”.

Section 9 amended (Reimbursement of exploration costs)

7. Section 9 of the Principal Act is amended by omitting subsection (1) and substituting the following subsection:

   (1) The holder of a licence under the Mineral Resources Development Act 1995 may be reimbursed the reasonable cost of any work conducted under that licence if –

   (a) the licence authorises the holder to explore for minerals on any Crown land in a strategic prospectivity zone; and

   (b) the use of any part of that land is changed under any law of the State resulting in the licence being revoked.
Section 10 amended (Compensation on revocation of lease)

8. Section 10 of the Principal Act is amended as follows:

(a) by omitting subsection (1) and substituting the following subsection:

(1) The holder of a lease under the Mineral Resources Development Act 1995 may be reimbursed for any reasonable loss or reasonable damage if -

(a) the lease authorises the holder to carry out mining operations on any Crown land in a strategic prospectivity zone; and

(b) the use of any part of that land is changed under any law of the State resulting in the lease being revoked.

(b) by omitting from subsection (2) “warden’s court” and substituting “Mining Tribunal”;

(c) by omitting from subsection (3) “mining tenement” and substituting “mineral tenement”;

(d) by omitting from subsection (4) “warden’s court” and substituting “Mining Tribunal”;

(e) by omitting from subsection (5) “court” first occurring and substituting “Mining Tribunal”;

(f) by omitting from subsection (5)(a) “court” and substituting “Mining Tribunal”.


Section 11 substituted

9. Section 11 of the Principal Act is repealed and the following section is substituted:

Application of Part 7 of Mineral Resources Development Act 1995


Schedule 1 amended (Strategic Prospectivity Zones)

10. Schedule 1 to the Principal Act is amended as follows:

(a) by omitting the item relating to Beaconsfield and substituting the following item:

BEACONSFIELD

Commencing at the southeast corner of the area at AMG 490 000 metres E. 5 417 000 metres N. thence grid west to AMG 480 000 metres E. northwesterly to AMG 470 000 metres E. 5 424 000 metres N. again northwesterly to AMG 464 210 metres E. 5 434 131 metres N. being a point on the low water mark at Port Sorell by that low water mark in a general northwesterly direction to AMG 461 462 metres E. 5 444 000 metres N. grid east to AMG 463 223 metres E. being a point on the western boundary of the Narawntapu National Park by that National Park boundary in a general southerly then northeasterly direction to its intersection with the low water mark at Port Dalrymple by that low water mark in a general southeasterly direction to AMG 490 000 metres E. 5 444 316 metres N. thence grid south to the point of commencement.
(b) by inserting “WARATAH” after “ZEEHAN” in the item relating to Zeehan.

Schedule 2 substituted

11. Schedule 2 to the Principal Act is repealed and the following Schedule is substituted:
SCHEDULE 2 - MAP OF STRATEGIC PROSPECTIVITY ZONES

Section 6(2)
Substitutions

12. Each of the provisions of the Principal Act specified in Column 1 of Schedule 1 is amended by omitting “Mining Act 1929” on the number of occurrences specified in Column 2 of that Schedule and substituting “Mineral Resources Development Act 1995”.
### SCHEDULE 1 - SUBSTITUTIONS

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