

**LEGISLATIVE COUNCIL**  
**Question On Notice**

**Tuesday, 15 August 2017**

**151. Hon Robin Chapple to the Minister for Regional Development representing the Minister for Mines and Petroleum**

I refer to all miscellaneous licence applications within Western Australia, and ask:

- (a) can the Minister explain the justification and importance under the *Mining Act 1978* for the Department of Mines and Petroleum (DMP) requiring, within 35 days of the miscellaneous licence application being made, written details of any works to be constructed in connection with the licence;
- (b) if no to (a), why not;
- (c) can the Minister explain the justification and importance under the *Mining Act 1978* for the DMP requiring, within 35 days of the miscellaneous licence application being made, the proposed manner of construction of any works and any operations to be carried out on the land the subject of the application; and
- (d) if no to (c), why not?

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**Answer**

- (a) Regulation 37(3)(a) of the Mining Regulations 1981 requires the applicant for a miscellaneous licence to lodge this information within 35 days. The written details inform either the mining registrar or the mining warden that the land is going to be used for one or more of the purposes prescribed in the licence. The requirement to lodge the written information within 35 days coincides with the application objection period. Providing the written details within that timeframe enables the mining registrar to fully assess any uncontested application for miscellaneous licence as soon as practical after the close of the 35 day application objection period.
- (b) Not applicable
- (c) Regulation 37(3)(b) and (c) of the Mining Regulations 1981 requires the applicant for a miscellaneous licence to lodge this information within 35 days. The written details inform either the mining registrar or the mining warden how the land is going to be used, from construction to ongoing use, and enables the mining registrar or the mining warden to impose appropriate conditions on the licence to prevent or reduce injury to the land. The requirement to lodge the written information within 35 days coincides with the application objection period. Providing the written details within that timeframe enables the mining registrar to fully assess any uncontested application for miscellaneous licence as soon as practical after the close of the 35 day application objection period.
- (d) Not applicable



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**MINISTER FOR MINES AND PETROLEUM**