



Queensland

# Mines and Energy Legislation Amendment Regulation (No. 3) 2010

## Subordinate Legislation 2010 No. 259

made under the

*Mineral Resources Act 1989*

*Petroleum Act 1923*

*Petroleum and Gas (Production and Safety) Act 2004*

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## **Part 1 Preliminary**

### **1 Short title**

This regulation may be cited as the *Mines and Energy Legislation Amendment Regulation (No. 3) 2010*.

### **2 Commencement**

This regulation commences on 1 October 2010.

## **Part 2 Amendment of Mineral Resources Regulation 2003**

### **3 Regulation amended**

This part amends the *Mineral Resources Regulation 2003*.

### **4 Replacement of sch 6 (Fees)**

Schedule 6—  
*omit, insert—*

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## **‘Schedule 6      Fees**

section 84

### **‘Part 1                      Prospecting permits**

	\$
1    Application for district prospecting permit—for each month (Act, s 21) . . . . .	100.00
2    Application for parcel prospecting permit (Act, s 21) . . . . .	100.00

### **‘Part 2                      Mining claims**

	\$
1    Application for grant of mining claim (Act, s 61) . . . . .	300.00
2    Application for renewal of mining claim (Act, s 93) . . . . .	300.00
3    Assigning mining claim or interest in mining claim (Act, s 96) . . . . .	40.00
4    Mortgaging mining claim or interest in mining claim (Act, s 96) . . . . .	40.00
5    Lodging caveat (Act, s 97) . . . . .	40.00
6    Application to mine minerals not specified in mining claim (Act, s 105) . . . . .	40.00
7    Lodging notice of surrender of mining claim (Act, s 107) . . . . .	40.00
8    Application for variation of access to land the subject of mining claim (Act, s 125) . . . . .	40.00

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## **‘Part 3    Exploration permits**

	<b>\$</b>
1    Application for exploration permit (Act, s 133)—	
(a) for coal . . . . .	1 000.00
(b) for any mineral other than coal—	
(i) for 4 or fewer sub-blocks in restricted area 256, 257, 258, 259, 260, 261, 262, 263, 264 or 265 .	250.00
(ii) otherwise . . . . .	750.00
2    Application for renewal of exploration permit (Act, s 147)—	
(a) for coal . . . . .	500.00
(b) for any mineral other than coal—	
(i) for 4 or fewer sub-blocks in restricted area 256, 257, 258, 259, 260, 261, 262, 263, 264 or 265 .	150.00
(ii) otherwise . . . . .	500.00
3    Assigning exploration permit (Act, s 151) . . . . .	150.00
4    Lodging caveat (Act, s 152) . . . . .	40.00
5    Application to record agreements, arrangements or other dealings or interests (Act, s 158) . . . . .	40.00

## **‘Part 4    Mineral development licences**

	<b>\$</b>
1    Application for grant of mineral development licence (Act, s 183)—	
(a) for coal . . . . .	2 000.00
(b) for any mineral other than coal . . . . .	2 000.00
2    Application for renewal of mineral development licence (Act, s 197)—	
(a) for coal . . . . .	700.00
(b) for any mineral other than coal . . . . .	700.00
3    Assigning mineral development licence (Act, s 198) . . . . .	150.00

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	\$
4 Mortgaging mineral development licence (Act, s 198) . . . .	150.00
5 Lodging caveat (Act, s 199). . . . .	40.00
6 Application to record agreements, arrangements or other dealings or interests (Act, s 205) . . . . .	40.00
7 Adding another mineral to mineral development licence (Act, s 208) . . . . .	500.00
8 Lodging notice of surrender of mineral development licence (Act, s 210) . . . . .	150.00
9 Application for variation of access to land the subject of mineral development licence (Act, s 231) . . . . .	350.00

## **‘Part 5 Mining leases**

	\$
1 Application for grant of mining lease (Act, s 245)—	
(a) for coal . . . . .	3 500.00
(b) for corundum, gemstones and other precious stones . .	625.00
(c) for elluvial, colluvial and alluvial gold and elluvial, colluvial and alluvial tin . . . . .	625.00
(d) for any other mineral . . . . .	1 250.00
2 Application for renewal of mining lease (Act, s 286)—	
(a) for coal . . . . .	3 500.00
(b) for corundum, gemstones and other precious stones . .	625.00
(c) for elluvial, colluvial and alluvial gold and elluvial, colluvial and alluvial tin . . . . .	625.00
(d) for any other mineral . . . . .	1 250.00
3 Application to mine minerals not specified in mining lease (Act, s 298(2)) . . . . .	500.00
4 Application to add a purpose (other than mining) to mining lease granted for purposes other than the mining of minerals (Act, s 298(5)) . . . . .	500.00

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	\$
5 Application to add a purpose to mining lease granted for mining of minerals (Act, s 298(7)) . . . . .	500.00
6 Application for consolidation of mining leases (Act, s 299)	500.00
7 Assigning mining lease or an interest, other than a sublease, in mining lease (Act, s 300) . . . . .	150.00
8 Assigning sublease of mining lease (Act, s 300) . . . . .	150.00
9 Mortgaging mining lease or interest in mining lease (Act, s 300) . . . . .	150.00
10 Subleasing mining lease (Act, s 300) . . . . .	350.00
11 Assigning application for mining lease, or interest in application for mining lease (Act, s 300) . . . . .	150.00
12 Lodging caveat (Act, s 301) . . . . .	40.00
13 Lodging notice of surrender of mining lease (Act, s 309) . .	150.00
14 Application for variation of access to land the subject of mining lease (Act, s 317) . . . . .	350.00
15 Obtaining copy of mining lease application (s 17) . . . . .	40.00

**‘Part 5A Fees relating to part 7AA of the Act**

	\$
1 Application for amendment of relinquishment condition (Act, s 318DC(h)) . . . . .	1 000.00
2 Application to consolidate coal mining leases or oil shale mining leases (Act, s 318DM(2)(b)) . . . . .	1 000.00
3 Proposed later development plan lodged within the time required under section 318EB(3) of the Act (Act, s 318EB(6)) . . . . .	1 000.00
4 Lodging proposed initial development plan (Act, s 758(2)(b)) . . . . .	1 000.00

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## **‘Part 6                      Royalty returns**

	\$
Lodging royalty return after the last lodgement day for the return (s 28(4)).....	150.00

## **‘Part 7                      Register**

	\$
1 Request to record sale under a writ of execution (s 61(2)(c)(ii)) .....	40.00
2 Request to record transmission by death with or without a grant of probate or letters of administration (s 62(2)(c)(iii) or 63(2)(c)(iv)).....	40.00
3 Request to record transmission in bankruptcy (s 64(2)(c)(iii)).....	40.00
4 Request to record death of joint holder (s 65(2)(c)(iii)) ...	40.00
5 Request for change or correction of name, for each mining tenement affected by the change or correction (s 66(2)(c)(iii)).....	40.00
6 Search and take extracts from, or obtain a copy of all or part of a notice, document or information in, the register (Act, s 387A(2)(b) and (c))—	
(a) for a standard departmental public tenure enquiry report .....	40.00
(b) otherwise .....	40.00

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## **‘Part 8                      Other fees**

	\$
Issue of a duplicate of mining tenement (Act, s 389)—	
(a) for a prospecting permit . . . . .	40.00
(b) for a mining claim . . . . .	40.00
(c) for an exploration permit . . . . .	40.00
(d) for a mineral development licence. . . . .	40.00
(e) for a mining lease . . . . .	40.00’.

## **Part 3                      Amendment of Petroleum    Regulation 2004**

### **5                      Regulation amended**

This part amends the *Petroleum Regulation 2004*.

### **6                      Replacement of sch 2 (Fees)**

Schedule 2—

*omit, insert—*



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## **‘Schedule 2      Fees**

section 39(1)

### **‘Part 1                      1923 Act petroleum tenure fees**

	\$
1    Application for surrender of authority to prospect—Act, s 21(4)(c)(i) . . . . .	750.00
2    Application for approval to amend the work program for an authority to prospect—Act, s 25I(b) . . . . .	1 000.00
3    Application for renewal of authority to prospect—Act, s 25M(1)(j)(i) . . . . .	2 000.00
4    Application for renewal of lease—Act, s 45(2A)(e)(i) . . .	3 500.00
5    Application for surrender of lease—Act, s 52(1B)(c)(i) . .	750.00
6    Proposed later work program lodged within the time required under section 74K(3) of the Act—Act, s 74K(6)	1 000.00
7    Proposed later development plan for lease lodged within the time required under section 74Q(3) of the Act—Act, s 74Q(6) . . . . .	1 000.00
8    Application for amendment of relinquishment condition—Act, s 77T(1)(h) . . . . .	1 000.00

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## **'Part 2                      Transfer fees**

	\$	
1	Transfer of water observation bore or water supply bore in the area of a 1923 Act petroleum tenure to the landowner—Act, s 75Q(2)(c) . . . . .	1 500.00
2	Transfer of well in the area of a 1923 Act petroleum tenure to the holder of a geothermal exploration permit or mining tenement—Act, s 75R(b) . . . . .	1 500.00
3	Transfer of water observation bore in the area of a 1923 Act petroleum tenure to the holder of another 1923 Act petroleum tenure or a 2004 Act petroleum tenure—Act, s 75S(b) . . . . .	1 500.00

## **'Part 3                      General fees**

	\$	
1	Fee for required information for a 1923 Act petroleum tenure made available by the chief executive—Act, s 76D(1)(b)—	
	(a) for information made available in an electronic form, other than on a tape cartridge . . . . .	135.70
	(b) for information made available on a tape cartridge . . . . .	271.60
2	Fee to search and take extracts from, or obtain a copy of all or part of a notice, document or information in, the petroleum register—Act, s 80C(b) and (c)—	
	(a) for a standard departmental public tenure enquiry report . . . . .	40.00
	(b) otherwise . . . . .	100.00
3	Request fee—Act, s 80H(3) . . . . .	500.00
4	Application for approval of dealing—Act, s 80I(2)(c)(iii) . . . . .	750.00'

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## **Part 4                      Amendment of Petroleum and Gas (Production and Safety) Regulation 2004**

### **7            Regulation amended**

This part amends the *Petroleum and Gas (Production and Safety) Regulation 2004*.

### **8            Amendment of sch 9 (Fees)**

(1) Schedule 9, parts 1 to 5—

*omit, insert—*

## **‘Part 1                      Petroleum tenure fees**

	\$
1    Tender for authority to prospect—Act, s 37(e) . . . . .	2 000.00
2    Application for approval to amend the work program for an authority to prospect—Act, s 61(b) . . . . .	1 000.00
3    Proposed later work program lodged within the time required under section 79(3) of the Act—Act, s 79(6) . . . .	1 000.00
4    Application for renewal of authority to prospect—Act, s 82(1)(j)(i). . . . .	2 000.00
5    Application for potential commercial area for an authority to prospect—Act, s 89(2)(c) . . . . .	1 500.00
6    Application for extension of the term of a declaration of a potential commercial area for the area of an authority to prospect—Act, s 93(2)(b) . . . . .	1 500.00
7    Application to divide an authority to prospect—Act, s 104(h) . . . . .	1 500.00
8    ATP-related application for a petroleum lease—Act, s 118(e) . . . . .	3 500.00
9    Proposed later development plan for petroleum lease lodged within the time required under section 159(3) of the Act—Act, s 159(6). . . . .	1 000.00

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	\$
10 Application for renewal of petroleum lease—Act, s 162(1)(h)(i) . . . . .	3 500.00
11 Application to divide petroleum lease—Act, s 172(h) . . . .	3 500.00
12 Notice of claim for stored petroleum or prescribed storage gas—Act, s 213(2)(c). . . . .	1 000.00
13 Application for approval of proposed coordination arrangement—Act, s 235(2)(c)(ii). . . . .	1 500.00
14 Application for amendment of relinquishment condition—Act, s 372(1)(h). . . . .	1 000.00
15 Proposed later development plan for converted lease lodged before the relevant time under section 897 of the Act—Act, s 897(8)(a) . . . . .	1 000.00

## **‘Part 2                      Data acquisition authority and    water monitoring authority fees**

	\$
1 Application for data acquisition authority—Act, s 177(c) .	1 500.00
2 Application for water monitoring authority—Act, s 191(c)	1 500.00
3 Application to amend water monitoring authority—Act, s 203(3)(c) . . . . .	1 500.00

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## **‘Part 3                      Transfer fees**

	\$
1    Transfer of bore in the area of a petroleum tenure to the landowner—Act, s 288(3)(b) . . . . .	1 500.00
2    Transfer of petroleum well in the area of a petroleum tenure to the holder of a geothermal exploration permit or mining tenement—Act, s 289(b) . . . . .	1 500.00
3    Transfer of water observation bore in the area of a petroleum tenure or water monitoring authority to the holder of another petroleum tenure or water monitoring authority—Act, s 290(b) . . . . .	1 500.00

## **‘Part 4                      Survey licence, pipeline licence and petroleum facility licence fees**

	\$
1    Application for survey licence—Act, s 395(2)(e) . . . . .	500.00
2    Application for pipeline licence—Act, s 409(g) . . . . .	3 500.00
3    Handling fee for recording information about completion of pipeline—Act, s 420(3)(d) . . . . .	150.00
4    Annual licence fee for pipeline licence—Act, s 423(1)—	
(a) for a point-to-point pipeline licence (for each kilometre of the pipeline) . . . . .	116.30
(b) for an area pipeline licence (for each kilometre of the pipeline) . . . . .	28.95
5    Application for petroleum facility licence—Act, s 445(g) .	3 500.00
6    Annual licence fee for petroleum facility licence—Act, s 454(1)—	
(a) if the petroleum facility land for the licence is 2km <sup>2</sup> or less. . . . .	2 327.00

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	\$
(b) if the petroleum facility land for the licence is more than 2km <sup>2</sup> (for each square kilometre of the petroleum facility land) . . . . .	1 163.00
7 Application for a part 5 permission—Act, s 464(c) . . . . .	750.00
8 Application to amend licence—Act, s 475(c) . . . . .	1 500.00
9 Application for renewal of licence—Act, s 480(d)(i) . . . . .	1 500.00

**‘Part 5**                                **General petroleum authority  
fees payable under chapter 5 of  
the Act**

	\$
1 Fee for required information for a petroleum tenure made available by the chief executive—Act, s 550(1)(b)— (a) for information made available in an electronic form, other than on a tape cartridge . . . . .	135.70
(b) for information made available on a tape cartridge . . .	271.60
2 Fee to search and take extracts from, or obtain a copy of all or part of a notice, document or information in, the petroleum register—Act, s 566(1)(b) and (c)— (a) for a standard departmental public tenure enquiry report . . . . .	40.00
(b) otherwise . . . . .	100.00
3 Request fee—Act, s 571(3) . . . . .	500.00
4 Application for approval of dealing—Act, s 572(2)(c)(iii) .	750.00
5 Application for surrender of petroleum authority—Act, s 576(1)(c) . . . . .	750.00’.

(2) Schedule 9, part 7—  
*omit, insert—*

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## **‘Part 7    Other fees mentioned in the Act**

	\$
1    Late fee for royalty return—Act, s 595(3) . . . . .	150.00
2    Application for gas quality approval—Act, s 622(2)(c) . . .	287.80
3    Fee for copy of a document or information held in the register of gas work licences and authorisations—Act, s 731(1)(c) . . . . .	11.35’.

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### ENDNOTES

- 1    Made by the Governor in Council on 23 September 2010.
- 2    Notified in the gazette on 24 September 2010.
- 3    Laid before the Legislative Assembly on . . .
- 4    The administering agency is the Department of Employment, Economic Development and Innovation.