

Natural Resources and Other Legislation Amendment Bill 2019

Erratum to Explanatory Notes

Title of the Bill

Natural Resources and Other Legislation Amendment Bill 2019

Reasons for Erratum

The erratum is necessary to ensure the effect of the amendments are accurately described in the following sections of the explanatory notes. These corrections address the type of work program that would usually be associated with exploration authorities granted through a competitive process; clarify that a mineral development licence or mining lease through a grant process counts towards the relinquishment requirements of the underlying exploration permits; correct cross-referencing errors; make clear the power under new section 863 is in relation to exceptional events; and clarify that a potential commercial area must be contiguous.

Notes on Provisions

The following explanatory notes require rewording to accurately reflect the intent of the provisions in the Bill.

Section: Policy Objectives and reasons for them

On page 7 replace the third paragraph under the heading 'work programs' with the following paragraph:

An activities-based work program may be required for applications lodged through a competitive process.

Section: Consistency with legislation of other jurisdictions

On page 27, in the final sentence of the paragraph under the heading 'Resource authorities and other miscellaneous resource Acts amendments', replace the words 'will still be used' with 'may still be used'.

Clause 248 Amendment of s 133 (Application for exploration permit)

On page 91, in the fourth paragraph under the heading 'Amendment of s 133 (Application for exploration permit)', replace the clause cross reference from clause 248 to 250 as it is incorrect.

Clause 258 Amendment of s 139 (Periodic reduction in area of exploration permit)

On page 93, in the third paragraph under the heading 'Amendment of s 139 (Periodic reduction in area of exploration permit)', replace the words 'has applied for' with 'the area has been reduced as a result of the grant of', to clarify that the granted area can be counted toward relinquishment.

Clause 271 Amendment of s 161 (Surrender of exploration permit)

On page 97, under the heading 'Amendment of s 161 (Surrender of exploration permit)', replace section 136N with section 161.

**Clause 273 Insertion of new ch 15, pt 15, div 2
New section 863 Power to impose, remove or vary condition of exploration permit**

On page 101, under the heading 'New section 863 Power to impose, remove or vary condition of exploration permit', delete the second sentence, and replace with:

'This section allows the Minister to impose, vary or remove a condition of an exploration permit without application or seeking the views from the permit holder if an exceptional event has occurred. Exceptional events are for example natural disasters or financial crises that negatively affects the resources industry.'

Clause 300 Amendment of s 89 (Applying for potential commercial area)

On page 105, under the heading 'Amendment of s 89 (Applying for potential commercial area)', remove the word 'non-contiguous'.