

Mines Legislation (Streamlining) Amendment Bill 2012

Erratum to Explanatory Notes

Title of the Bill

Mines Legislation (Streamlining) Amendment Bill 2012

Reasons for Erratum

The erratum is necessary to clarify certain explanations and correct minor editorial and formatting errors.

Explanatory Notes

Achievement of Policy Objectives

In the first paragraph—

omit the second, duplicate reference to the *Geothermal Energy Act 2010*

after ‘the *Acquisition of Land Act 1967*,’ insert ‘*Coal Mining Safety and Health Act 1999*,’

after ‘the *Greenhouse Gas Storage Act 2009*,’ insert ‘the *Land Act 1994*,’

Consistency with legislation of other jurisdictions

Compulsory Acquisition

In the second paragraph—

omit ‘New South Wales and South Australia,’

insert ‘and New South Wales’

Notes on Provisions

Clause 88 Insertion of new s 111A

111A Processing produced water

Omit the second paragraph which reads—

‘These facilities are only authorised if they are constructed on land which the petroleum lease holder owns, within the petroleum lease.’

This paragraph was included in error and is not consistent with the relevant provisions of the Bill.

Clause 134 Amendment of s 363 (Place for making applications, lodging documents or making submissions)

Omit the first sentence of the first paragraph, which reads—

‘Clause 134 amends section 363 to reflect that applications, documents and submissions may be made or given at an office of the department or in a way that is stated on an approved form, notified on the department’s website, or that is prescribed under a regulation.’

and insert—

‘Clause 134 amends section 363 to reflect that applications, documents and submissions may be made or given at an office of the department stated on an approved form, the office notified on the department’s website, or in the way prescribed under a regulation.’

Clause 157 Amendment of s 10AA (Joint holders of mining tenement)

Omit the following heading—

‘**Section 10AA(2) replaces “assignees” with “transferees”.**’

and insert the following text—

‘Subclause 157(2) replaces “assignees” with “transferees”.’

Clause 158 Amendment to s 10A (Extension of certain entitlements to registered native title bodies corporate and registered native title claimants)

The paragraph reading ‘Amendment to s 10A (Extension of certain entitlements to registered native title bodies corporate and registered native title claimants’ is the heading for the explanation of Clause 158. Insert closing bracket after ‘claimants’ in this heading.

Clause 167 Amendment of s 105 (Mining other minerals)

In the first sentence of the first paragraph, after the words ‘Clause 167 amends section 105 to provide that an application for a mining claim for specified minerals not specified in the mining claim’

insert—

‘and an application for a mining lease for the same minerals’

Clause 207 Amendment of s 298 (Mining other minerals or use for other purposes)

In the third paragraph—

Omit ‘Clause 144’ and insert ‘Clause 149’.

Clause 213 Amendment of s 318AAH (General conditions of mining lease (276))

In the second paragraph—

Omit ‘Clause 149’ and insert ‘Clause 213’.

Clause 242 Amendment of s 745 (Application of pt 7AA)

Omit ‘immediately’ from the first sentence.