

Queensland



Subordinate Legislation 1999 No. 1

Mineral Resources Act 1989

**MINERAL RESOURCES AMENDMENT
REGULATION (No. 1) 1999**

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Short title

1. This regulation may be cited as the *Mineral Resources Amendment Regulation (No. 1) 1999*.

Regulation amended

2. This regulation amends the *Mineral Resources Regulation 1990*.

Replacement of s 74 (Lodgment of survey plans)

3. Section 74—

omit, insert—

‘Survey plan to be lodged with the chief executive

‘74.(1) This section applies if the Minister—

- (a) under section 300(5) of the Act, requires the holder of a mining lease to have a survey of the lease carried out; or
- (b) under section 407 of the Act, asks the applicant for the grant of or holder of a mining claim, exploration permit, mineral development licence or mining lease to have land surveyed or further surveyed.

‘(2) The survey plan—

- (a) must be lodged with the chief executive for registration in the department; and
- (b) unless lodged by an officer of the department, must be accompanied by the prescribed fee when it is lodged.

‘(3) If the survey has not conformed with the requirements of the Act, the chief executive may do 1 or more of the following—

- (a) make requisitions about the survey;
- (b) require satisfaction of requisitions within a stated time;
- (c) reject the survey plan.

Examples of a survey not conforming with the requirements of the Act—

1. Land is not surveyed in the way approved by the Minister under section 300(5) or 407(2) of the Act.
 2. In contravention of section 408(1) of the Act, a survey is carried out by a surveyor who has a share in the relevant tenure.’.
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ENDNOTES

1. Made by the Governor in Council on 28 January 1999.
2. Notified in the gazette on 29 January 1999.
3. Laid before the Legislative Assembly on . . .
4. The administering agency is the Department of Mines and Energy.