

**Authorised Version**

**Mineral Resources (Sustainable Development)  
(Mineral Industries) Amendment Regulations 2019**

**S.R. No. 138/2019**

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## Authorised Version

STATUTORY RULES 2019

S.R. No. 138/2019

*Mineral Resources (Sustainable Development) Act 1990*

### **Mineral Resources (Sustainable Development) (Mineral Industries) Amendment Regulations 2019**

The Governor in Council makes the following Regulations:

Dated: 10 December 2019

Responsible Minister:

JACLYN SYMES  
Minister for Resources

ANDREW ROBINSON  
Acting Clerk of the Executive Council

#### **1 Objective**

The objective of these Regulations is to amend the Mineral Resources (Sustainable Development) (Mineral Industries) Regulations 2019 to provide for the payment of royalties for gold produced under a mining licence if more than the threshold quantity of 2500 ounces of gold is produced in a financial year or other relevant period.

#### **2 Authorising provision**

These Regulations are made under section 124 of the **Mineral Resources (Sustainable Development) Act 1990**.

#### **3 Commencement**

These Regulations come into operation on 1 January 2020.

#### **4 Definitions**

In regulation 4 of the Mineral Resources (Sustainable Development) (Mineral Industries) Regulations 2019<sup>1</sup> **insert** the following definition—

*"relevant period* means—

- (a) a financial year for which royalties must be paid; or
- (b) if the Minister varies the period for which royalties must be paid under regulation 5(2), the varied period;"

#### **5 Calculation of royalties**

After regulation 6(1) of the Mineral Resources (Sustainable Development) (Mineral Industries) Regulations 2019 **insert**—

"(1A) For the purposes of section 12(1)(b) of the Act, royalties for gold are payable by the holder of a mining licence at the rate of 2.75 per cent of the net market value of the gold produced under the licence.

(1B) Despite subregulation (1A), no royalties for gold are payable in respect of the first 2500 ounces of gold produced under a mining licence during—

- (a) the period beginning on 1 January 2020 and ending on 30 June 2020; or
- (b) any relevant period beginning on or after 1 July 2020."

#### **6 Production and royalty return**

Regulation 8(4) of the Mineral Resources (Sustainable Development) (Mineral Industries) Regulations 2019 is **revoked**.

**7 Transitional provision—production and royalty  
return for financial year ending 30 June 2020**

After regulation 73 of the Mineral Resources  
(Sustainable Development) (Mineral Industries)  
Regulations 2019 **insert—**

**"74 Royalties for gold—gold produced before  
1 January 2020**

No royalties for gold are payable by the  
holder of a mining licence in respect of gold  
produced under the licence before 1 January  
2020."

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## **Endnotes**

<sup>1</sup> Reg. 4: S.R. No. 48/2019.