



# CANCELLATION AND SUSPENSION

## CANCELLATION AND SUSPENSION OF TENEMENTS UNDER THE CURRENT ACT

A mining operator's exploration licence, mining lease, or miscellaneous purposes licence can be cancelled or suspended if they have contravened, or failed to comply, with the Act or their tenement conditions (including a failure to comply with bond requirements).

## WHAT YOU SAID

Your submissions supported the position of preventing the surrender and cancellation of tenements until all rents, royalties and fees had been paid, and all relevant land rehabilitated. Some submissions recommended that if full project finance cannot be obtained before the deadline for the submission of the PEPR and/or the mining company fails to meet specific time limits for applications or specific conditions, then the mining lease (and any associated lease tenements) should be cancelled. Some submissions suggested that suspensions should be a separate process, or only enacted on a temporary basis (e.g. no right of re-application or renewal for twelve months from the date of cancellation).

## FUTURE DIRECTIONS BEING CONSIDERED

The Review Team will be proposing amendments that consolidate the cancellation and suspension provisions into a streamlined section, and outline clearer notification processes in relation to suspension and cancellation, and the intention to do so. The amendments will also propose more efficient and transparent processes.

Clear powers in relation to entry to sites and removal of equipment after cancellation, and the ability to subject cancelled and surrendered tenements to a commercial tender process will also be recommended.

*Leading Practice Mining Acts Review — June 2017*