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23 February 2017

Dr Ted Tyne  
Executive Director, Mineral Resources Division  
Department of State Development  
Level 7, 101 Grenfell Street  
Adelaide SA 5001

Dear Mr Tyne

#### **Leading Practice Mining Acts Review**

We appreciate the consultative approach the Government is taking to review the *Mining Act 1971* and Regulations.

#### **About OneFortyOne Plantations Pty Ltd**

OneFortyOne Plantations Pty Ltd (OFO) acquired the harvesting rights of the Green Triangle plantation estate from the State Government in October 2012. We have a Plantation Lease Agreement (Plantation Lease) with the Government for land in both South Australia and Victoria and we manage softwood plantations on that land for timber production. The Plantation Lease area consists of approximately 90 000 hectares, the majority of which is in South Australia.

The objective of our forest management is to optimise the commercial value of the plantation estate, protect people, environmental and cultural values and respect the social aspects of the communities in which we operate.

We provide the following feedback in relation to the review of the Mining Act:

#### **1.1 Using simple, accurate terms and language in the Mining Act so it makes sense to everyone**

OFO is supportive of updating and clarifying definitions within the Mining Act, in order to obtain greater clarity about our rights, obligations and expectations. In particular, OFO currently uses extractive minerals for its own "personal use", and we note personal use is not currently defined in the Act.

OFO undertakes road construction and maintenance throughout the Plantation Lease Area. These roads allow the efficient transport of harvested forest products, access for firefighting and the general public. OFO operates a network of quarries throughout the estate to support such road construction and maintenance. We manage these quarries by regularly performing risk assessments to identify any safety or environmental concerns and rehabilitate the land as required.

The Plantation Lease that OFO has with the State, allows OFO to take without fee and use (but not sell), extractive materials from the Plantation Lease area for the purpose of managing a commercial plantation estate or in connection with the Plantation Lease area.

It is our opinion that this is an appropriate personal use for extractive minerals. Changes to the scope of personal use would potentially impact on our operations and we seek the opportunity to be further consulted before any changes are made.


### 1.3 Making sure everyone understands land access processes and expectations

#### 1.3.2 Entry on to "exempt land"

Plantation is clearly defined within the Mining Act as having "exempt land" status. In general OFO is content with the foundations of the exempt land framework and special protections afforded to land owners. However OFO is supportive of proposals to increase land owner rights, and the provision of access to fast and inexpensive court processes for determination of exempt land matters, because it will provide greater certainty in relation to the impacts on our operations.

Please do not hesitate to contact me, phone 8724 2728, should you require to discuss the above.

Yours sincerely



Cara Pearson  
Contracts Manager  
ONEFORTYONE PLANTATIONS PTY LTD