



BY AUTHORITY

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# SOLOMON ISLANDS GAZETTE

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## EXTRA-ORDINARY GAZETTE

### LEGAL NOTICE

*The following is published as a Supplementary to this Gazette:*  
*[Legal Notice No. 31]*

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[Legal Notice No. 31]

**MINES AND MINERALS ACT**  
(Cap. 42)

**MINES AND MINERALS (AMENDMENT) REGULATIONS 2020**

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**MINES AND MINERALS ACT**  
(Cap. 42)

**MINES AND MINERALS (AMENDMENT) REGULATIONS 2020**

I, Hon. Bradley Tovosia, Minister for Mines, Energy and Rural Electrification, under section 80 of the *Mines and Minerals Act* (Cap. 42), make the following regulations:

**1 Citation**

These Regulations may be cited as the Mines and Minerals (Amendment) Regulations 2020.

**2 Commencement**

These Regulations commence on the date appointed by the Minister by notice in the Gazette.

**3 Amendment of Mines and Minerals Regulations 1996**

These Regulations amend the Mines and Minerals Regulations 1996 (Cap. 42, LN 106/1996) (“Principal Regulations”).

**4 Regulation 22 amended**

Regulation 22 of the Principal Regulations is amended:

- (a) by inserting “(1 )” before “Application”; and
- (b) by omitting “Schedule” and substituting “Third Schedule”; and

(c) by inserting at the end:

- “(2) In the Third Schedule, “km2” includes the remaining part of an area after the area is divided into km2 which is less than a km2.”.

## **5 Repeal of clause 11 of Second Schedule**

Clause 11 of the Second Schedule of the Principal Regulations entitled “Mineral Export Permit and Consignment Permit Fees” is repealed.

## **6 Repeal and replacement of Third Schedule**

The Principal Regulations are amended by repealing the third Schedule and replacing it with:

### **“THIRD SCHEDULE**

(Regulation 22)

#### **FEES**

### **1. Alluvial miner’s permit**

- |     |                                                                |        |
|-----|----------------------------------------------------------------|--------|
| (1) | Application for alluvial miner’s permit:                       |        |
| (a) | individual                                                     | \$100  |
| (b) | group                                                          | \$400. |
| (2) | Annual fee for alluvial miner’s permit (including if renewed): |        |
| (a) | individual                                                     | \$100  |
| (b) | group                                                          | \$400. |
| (3) | Application for renewal of alluvial miner’s permit:            |        |
| (a) | individual                                                     | \$100  |
| (b) | group                                                          | \$400. |

### **2. Gold dealer’s licence**

- |     |                                                              |           |
|-----|--------------------------------------------------------------|-----------|
| (1) | Application for gold dealer’s licence                        | \$1,000.  |
| (2) | Annual fee for gold dealer’s licence (including if renewed): |           |
| (a) | individual gold dealers licence                              | \$10,000  |
| (b) | commercial bank gold dealers licence, for each branch        | \$12,000. |
| (3) | Application for renewal of gold dealer’s licence             | \$1 ,000. |

### **3. Reconnaissance permit**

- |     |                                        |         |
|-----|----------------------------------------|---------|
| (1) | Application for reconnaissance permit: |         |
| (a) | application fee                        | \$5,000 |

- (b) processing fee (including plans) \$5,000.
- (2) Annual fee, per each km<sup>2</sup> \$200.
- (3) Damage deposit per km<sup>2</sup> \$400.

#### 4. **Prospecting licence**

- (1) Application for prospecting licence:
  - (a) application fee \$5,000
  - (b) processing fee (including plans) \$5,000.
- (2) Annual fee for prospecting licence (including if renewed) for an area that is 20 km<sup>2</sup> or less:
  - (a) if the applicant has not held a reconnaissance permit in respect of the area and has satisfied the Director that there are unusual circumstances for granting the applicant a prospecting licence:
    - (i) for the first year, \$1,000 per km<sup>2</sup>; or
    - (ii) for the second year, \$1,500 per km<sup>2</sup>; or
    - (iii) for the third year, \$2,000 per km<sup>2</sup>; or
    - (iv) for the fourth year, \$2,500 per km<sup>2</sup>; or
    - (v) for the fifth year:
      - (A) 25% more than the fee paid for the fourth year; and
      - (B) \$2,000 per km<sup>2</sup>; or
    - (vi) for each subsequent year:
      - (A) 25% more than the fee paid for the immediately previous year; and
      - (B) \$500 more per km<sup>2</sup> than was paid the immediately previous year; or
  - (b) if the applicant has previously held a reconnaissance permit in respect of the area:
    - (i) for the first year, \$1,000 per km<sup>2</sup>; or
    - (ii) for each subsequent year, \$500 more per km<sup>2</sup> than was paid the immediately previous year.
- (3) Annual fee for prospecting licence (including if renewed) for an area that is more than 20 km<sup>2</sup>:
  - (a) for the first year:
    - (i) \$10,000; and
    - (ii) \$200 per km<sup>2</sup> by which the area exceeds 20 km<sup>2</sup>; or
  - (b) for second year:

- (i) \$12,500; and
  - (ii) \$400 per km<sup>2</sup> by which the area exceeds 20 km<sup>2</sup>; or
- (c) for the third year:
  - (i) \$15,000; and
  - (ii) \$600 per km<sup>2</sup> by which the area exceeds 20 km<sup>2</sup>; or
- (d) for the fourth year:
  - (i) \$17,500; and
  - (ii) \$800 per km<sup>2</sup> by which the area exceeds 20 km<sup>2</sup>; or
- (e) for the fifth year:
  - (i) 25% more than the fee paid for the fourth year; and
  - (ii) \$1,000 per km<sup>2</sup>; or
- (f) for each following subsequent year:
  - (i) 25% more than the fee paid for the immediately previous year; and
  - (ii) \$200 more per km<sup>2</sup> than was paid the immediately previous year.
- (4) Damage deposit:
  - (a) \$15,000 for an area that is twenty km<sup>2</sup> or less; or
  - (b) for an area that is more than 20 km<sup>2</sup>:
    - (i) \$15,000; and
    - (ii) \$1,000 per km<sup>2</sup> by which the area exceeds 20 km<sup>2</sup>.
- (5) Renewal of prospecting Licence:
  - (a) application fee \$5,000
  - (b) processing fee (including plans) \$5,000.

## 5. Mining lease

- (1) Application for mining lease:
  - (a) application fee \$30,000
  - (b) processing fee (including plans) \$30,000.
- (2) Annual fee for mining lease (including if renewed) \$1,000,000.
- (3) Renewal of mining lease:
  - (a) application for renewal \$30,000
  - (b) processing fee (including plans) \$30,000.

**6. Export permit and consignment permit****(1) Mineral export permit fees:**

|       |                                                                               |           |
|-------|-------------------------------------------------------------------------------|-----------|
| (a)   | application for export permit                                                 | \$3,000   |
| (b)   | processing fee for application (including plans)                              | \$7,000   |
| (c)   | export permit fee (including if renewed):                                     |           |
| (i)   | for a permit the term of which is less than 12 months                         | \$50,000  |
| (ii)  | for a permit the term of which is 12 months or more, but is less than 2 years | \$100,000 |
| (iii) | for a permit the term which is 2 years or more, but not more than 3 years     | \$150,000 |
| (d)   | application for renewal of export permit                                      | \$3,000   |
| (e)   | processing fee for renewal (including plans)                                  | \$7,000.  |

**(2) Consignment permit fees:**

|     |                                    |          |
|-----|------------------------------------|----------|
| (a) | application for consignment permit | \$5,000  |
| (b) | consignment permit fee             | \$7,000. |

**(3) Export and consignment permit fees:**

|     |                                               |          |
|-----|-----------------------------------------------|----------|
| (a) | application for export and consignment permit | \$3,000  |
| (b) | export and consignment permit fee             | \$7,000. |

**7. Special site right****(1) Application for special site right:**

|     |                                  |           |
|-----|----------------------------------|-----------|
| (a) | application fee                  | \$10,000  |
| (b) | processing fee (including plans) | \$10,000. |

**(2) Annual fee for special site right (including if renewed)** \$50,000.**(3) Renewal of special site right:**

|     |                                  |           |
|-----|----------------------------------|-----------|
| (a) | application fee                  | \$10,000  |
| (b) | processing fee (including plans) | \$10,000. |

**8. Road access licence****(1) Application for road access licence:**

|     |                                  |           |
|-----|----------------------------------|-----------|
| (a) | application fee                  | \$10,000  |
| (b) | processing fee (including plans) | \$10,000. |

**(2) Annual fee for road access licence (including if renewed)** \$10,000.

- (3) Renewal of road access licence:
  - (a) application fee \$10,000
  - (b) processing fee (including plans) \$10,000.

**9. Building materials permit**

- (1) Application for building materials permit:
  - (a) application fee \$10,000
  - (b) processing fee (including plans) \$6,000.
- (2) Annual building materials permit fee (including if renewed) \$15,000.
- (3) Renewal of building materials permit:
  - (a) application fee \$10,000
  - (b) processing fee (including plans) \$6,000.

**10. Extension of mineral right (including plans)**

Fee for extension of:

- (a) reconnaissance permit \$2,000
- (b) prospecting licence \$5,000
- (c) mining lease \$10,000
- (d) special site right \$2,000
- (e) building materials permit \$20,000
- (f) road access licence \$2,000.

**11. Application for consent of transfer of mineral right**

Fee for filing application for approval of transfer or other dealing with a permit or other mineral right:

- (a) reconnaissance permit \$5,000
- (b) prospecting licence \$10,000
- (c) mining lease \$20,000
- (d) export permit \$3,000
- (e) consignment permit \$5,000
- (g) special site right \$2,000
- (h) building materials permit \$2,000
- (i) road access licence \$2,000.

**12. Registration of tribute agreement**

Fee for registration of tribute agreement \$200.

13. **Duplicate or certified copy of mineral right**  
 Fee for duplicate or certified copy of mineral right \$200.
14. **Duplicate or certified copy of document**  
 Fee for duplicate of a document other than a mining tenement:
  - (a) \$100 for 5 pages; and
  - (b) \$5 for each additional page.
15. **Examination of registers**  
 Fee for examination of registers \$200.
16. **Filing agreement for compensation**  
 Fee for filing agreement for compensation \$250.
17. **Appeals to the Minister against the decision of the Director**  
 Fee for appeal on:
  - (a) application for:
    - (i) alluvial miner's permit \$100
    - (ii) gold dealer's licence \$2,000
    - (iii) reconnaissance permit \$10,000
    - (iv) prospecting licence \$15,000
    - (v) mining lease \$20,000
    - (vi) export licence \$3,000
    - (vii) consignment licence \$5,000
    - (viii) special site right \$5,000
    - (ix) road access licence \$5,000
    - (x) building materials permit \$10,000
  - (b) application for extension, variation, suspension, cancellation or termination of:
    - (i) alluvial miner's permit \$100
    - (ii) gold dealer's licence \$2,000
    - (iii) reconnaissance permit \$10,000
    - (iv) prospecting licence \$15,000
    - (v) mining lease \$20,000
    - (vi) export licence \$3,000
    - (vii) consignment licence \$5,000
    - (viii) special site right \$5,000
    - (ix) road access licence \$5,000
    - (x) building materials permit \$10,000.

Made this nineteenth day of November 2020

**HON. BRADLEY TOVOSIA**  
MINISTER FOR MINES, ENERGY AND RURAL ELECTRIFICATION

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