



QUEENSLAND

Land and Resources Tribunal

PRACTICE DIRECTION No. 2 of 2002

Access Agreements for Low Impact Exploration Permits

1. This practice direction applies to:
 - (a) proposed access agreements for low impact exploration permits under section 488 of the *Mineral Resources Act 1989* (MRA); and
 - (b) which have been referred by the Mining Registrar to the Tribunal for decision at the request of a party pursuant to section 491A of the MRA; and
 - (c) in circumstances where an access agreement cannot be concluded between the parties in accordance with the requirements of Part 15 Division 2 of the MRA, because, since the commencement of the consultation period pursuant to section 490 of the MRA, there has been a change to the “registered native title claimants” as defined in the *Native Title Act 1993* (Cth) (NTA), whether through death of any of the claimants, amendment of the claimants under the NTA or otherwise.

2. If all parties agree, they can make a written request for the Tribunal to deal with the matter on the papers. The following material should be attached to the request:
 - (a) a statement of the precise orders sought from the Tribunal; and
 - (b) the terms of the proposed access agreement and, if the parties request that the agreement remain confidential, short submissions regarding the reasons for that request; and
 - (c) if the proposed access agreement covers any of the matters set out in section 489A of the MRA, a table or statement setting out which of those matters are covered by which clauses in the proposed access agreement; and
 - (d) any other material the parties request the Tribunal consider in making its decision.

3. Upon consideration of the material, the Tribunal may:
 - (a) request further information from the parties; or
 - (b) deal with the matters on the papers; or
 - (c) convene a hearing.

Gregory J Koppenol
President
19 November 2002