

Legislation under which this application referred to the Land Court
Relevant Sections

<i>Mineral Resources Act 1989</i>
s.265, s.72

OBJECTOR/S PARTICIPATION LEVEL IN MINING APPLICATION HEARING

I/We, _____ elect to have the following level of participation in the Mining Application hearing:

(Please tick the appropriate box)

Level 1 objector/s

- Level 1 objector/s would rely upon their notice of objection only and would not attend the hearing.

Level 2 objector/s

- Level 2 objector/s in addition to relying upon their notice of objection, would:
 - (a) attend the hearing but not call evidence or cross-examine witnesses, and
 - (b) make submissions at the end of the hearing.

Level 3 objector/s

- Level 3 objector/s in addition to relying upon their notice of objection, would
 - (a) attend the hearing,
 - (b) call evidence and cross-examine witnesses, and
 - (c) make submissions at the end of the hearing.

Use this form if you need to elect an objection level or if you need to amend your objection level. Please send this **completed form 7** to the **Land Court** as soon as practicable and no less than 28 days prior to a listed hearing:

Mail / Fax to:-
Land Court Registry
GPO Box 5266
Brisbane QLD 4001
Fax: (07) 3247 4635
Email: landcourt@justice.qld.gov.au

Deliver to:-
Land Court Registry
Level 8, 363 George Street
Brisbane QLD 4000

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Signature

.....
Date

LAND COURT OF QUEENSLAND

PRACTICE DIRECTION No. 7 of 2009

Objectors Participation in Mining Hearings

1. This practice direction applies to applications for mining claims, mining leases or additional surface areas of land to be included in mining leases where objections under the *Mineral Resources Act 1989* or the *Environmental Protection Act 1994* are involved.
2. The Court recognises that not all objectors desire to fully participate in the hearing process. To accommodate that, the Court is now able to offer objectors three options from which to choose their level of participation, as follows.
3. Level 1 objectors would rely upon their notice of objection only and would not attend the hearing.
4. Level 2 objectors, in addition to relying upon their notice of objection, would
 - (a) attend the hearing,
 - (b) not call evidence or cross-examine witnesses, and
 - (c) make submissions at the end of the hearing.
5. Level 3 objectors, in addition to relying upon their notice of objection, would
 - (a) attend the hearing,
 - (b) call evidence and cross-examine witnesses, and
 - (c) make submissions at the end of the hearing.
6. In all cases the following documents will be forwarded to an objector:
 - (a) Copies of Court orders and decisions
 - (b) Hearing notices
7. Objectors should complete and deliver the attached **Form 7** to indicate their level of participation in the Court proceedings.
8. Objectors may choose to change the level of their participation prior to the first hearing, with at least twenty-eight (28) days notice to the Court.
9. Where an objector fails to make an election as set out above, the objector will be treated as a level 3 objector.

Carmel MacDonald
President
September 2009