



The Miner's Right

The North Queensland Miner's Association Incorporated
Representing Miners, Prospectors and Associated Industries

August 2010

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Next Meeting:

Monday

13th September

12.30 pm

Mareeba Leagues

Club

President's Comment August 2010

EPA

Most miners would by now have begun receiving invoices from DERM (ex EPA) for the \$500 per year levy on each Environmental Authority.

The Queensland Small Miners Council (QSMC) is of the view that this levy is unjustified and has expressed concerns about this for some time with deputations to DERM in Brisbane and to the Minister Kate Jones. NQMA representatives also met with DERM representatives during the State government 'Community Cabinet' meeting at Mareeba about this issue.

The areas of concern are:

- Total lack of industry consultation /input prior to introducing this new levy.
- Introduction of an annual levy for no reason-this is in fact is seen as another new tax.
- A smaller annual levy may be acceptable provided this was coupled to genuine increased service and this increased service was clearly identified.
- The annual levy should not apply to any EA issued before the new legislation was introduced (1st January 2009).
- The EA application fee should not be increased beyond annual CPI increases.
- The annual fee in advance on lodgement of an application should be abolished immediately and all such fees already collected must be refunded.
- DERM to develop a simple system where all EA's held by one entity are amalgamated into one as standard practice.

The efforts by QSMC and the individual small miner groups to bring about some changes have been completely ignored so far (apart from agreeing to meet and have a chat, at our expense) no change has been made.

The QSMC is now of the view stronger action is necessary.

We are now seeking support from small miners to protest against this unjustified tax. This protest can be by refusing to pay the current invoices. Although we point out any small miner supporting this protest should be aware of the potential penalties that can be imposed.

We ask that small miners reply to the DERM 'notice of annual fee and return', acknowledging receipt and stating opposition to this fee and seeking an urgent meeting with high level decision makers where real negotiations between DERM and QSMC are entered into and a reasonable outcome reached.

Funding QSMC

QSMC has potential to become a very powerful lobby group, as through the member groups this peak body represents all small miners throughout Queensland. QSMC has no source of income other than from donations from the other small miner groups in Queensland. QSMC is currently putting together a fighting fund, other groups have pledged \$15,000 to date. I would like NQMA members to consider NQMA also contribute \$5,000.

Regardless of if the funds are used for the EPA issue or not, QSMC must have some funds available to at least reimburse the executive's travel expenses

Exploration access compensation.

At the last NQMA meeting a member raised an issue about changes to the exploration access code. This was passed over quickly as no one at the meeting had heard of these proposals or realised the full implications of these changes. Further research has shown this is much more than changes to the Exploration Code of Conduct.

This (like the EPA fee) is another example of government bringing in new legislation by stealth. The State government is planning major changes to exploration and these changes are being brought in under the Geothermal Act (which would not attract attention of most miners). However the changes will flow across to the Mineral Resources Act. A major change that will impact on every miner is the new requirement to negotiate a landholder access agreement and compensation before any drilling can occur. The new legislation is expected to be passed before the end of August and implemented in September. The new compensation agreements will be required to be negotiated to commence on the expiration of current Notice of Entry . Anyone working in an area that has an unreasonable landholder can now expect years of delay as this new compensation agreement will no doubt eventually be decided in the Land Court.

MRA –New Fees –to apply from 1st October 2010

A teleconference on Friday 3rd September between DEEDI and QSMC delegates revealed the department has decided to implement significant new charges. The department tried hard to justify the increased charges with an explanation on proposed improved service from the new ‘streamlined ‘process. The new fees will apply from 1st October 2010. The significant difference between the new DEEDI fees and the DERM ‘tax’ being at least DEEDI is trying to improve services, DERM is simply demanding a tax for nothing.

Below is a comparison of the old and new DEEDI fees. Remember these fee come in on 1st October, so any planned applications should be lodged soon. QSMC will argue the fee increase is too high.

Application fee	Current fee	New Fee
District Prospecting Permit	21.95	100.00
Parcel Prospecting Permit	21.95	100.00
Exploration Permit Coal	74.55	1,000.00
Exploration Permit Minerals	74.55	750.00
Exploration Permit –max 4 s/b (restrict)	74.55	250.00
Grant of Mining Claim	44.45	300.00
Assign, mortgage , surrender, varying or add a mineral on MC	--	40.00
Mining Lease –Coal	149.40	3,500.00
Mining Lease –Opal/Gem	149.40	625.00
Mining Lease –Other	149.40	1,250.00
Mining Lease –Alluvial Gold and Alluvial Tin	149.40	625.00
MDL –Coal	112.20	2,000.00
MDL- other mineral	112.20	2,000.00

Native title.

The Indigenous Land Use Agreement (ILUA) renewal negotiations with the North Queensland Land Council (NQLC) have commenced. Initial indications were that there was support for ‘rolling over’ the expired ILUA’s with very little change. This appears to have changed a bit in recent weeks. Paul Crossland is leading the negotiations and will provide an update elsewhere in this newsletter. Paul has a good understanding of the miners expectations and the importance of these ILUA’s. Costs should not increase much and the ILUA’s do not need to be ‘renegotiated’ , just minor changes. Paul should be supported in his efforts in what is certainly not an easy task.

Gold Panning Event.

The 2010 NQMA Gold Panning competition was held on Saturday 9th August. Full results are published in this newsletter. As usual it was a great day with good prizes and much fun . Thanks go to the many volunteers who made the event possible , with special thanks to Lyn Byrne and Frank Markert for their efforts in organising all that is necessary in the months leading up to the big day.

NQMA Photo Competition.

A new event this year was a photo competition . The requirement being that photos must relate to the mining industry in north Queensland . The event was judged by the local newspaper editor . The winning photo was of a bushfire up on the sandstone escarpment north of the Palmer Goldfield, which was submitted by George Mayer. This photo was also the ‘people’s choice’ winner. This winning photo will be used in the NQMA Calender for 2011.

AGM

Members are reminded that the next NQMA meeting is the AGM, which will involve the election of the Executive and Management Committee for the next year. It is good to see some younger members becoming actively involved on NQMA committees and management. I would like to encourage others to get more involved as the association is only as good as you make it.

Next meeting Monday 13th September AGM .

Regards
Ralph

For Sale

ONAN Diesel Electric Gen Set - 4.5 KVA
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Next Meeting
AGM

Monday 13th September 2010

12.30 pm

Mareeba Leagues Club

All Welcome



Contact: Fiona Abbey
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NQMA Gold Panning Championships 2010 Mareeba Heritage Centre



Editor's Comment

There has certainly been a lot of activity in the North during August. The Cairns Mineral and Lapidary Club hosted their annual Gem Festival in Cairns on August 1st. The next event on the calendar was the John Moffat Family Day at Irvinebank on August 7th. The NQMA was well represented at this event with Graham Steine and myself conducting tin and gold panning demonstrations. Jason Byrne gave several demonstrations of rock drilling with both old and new jackhammers. These events proved very popular. Brian Perkes and George Smith showed how hard it must have been to mine using only hand steel. Organisers were pleased with the weekend's attendance as shown in these photos.



Saturday August 14th saw the 2010 NQMA Gold Panning Championships held at the Mareeba Heritage Centre. The day proved very popular with a large number of both spectators and competitors. I would like to thank those members who were there to help set up on Friday, work on Saturday and also clean up after the event. These Championships are an important way of promoting the mining industry and need the support of all members.



The Raffle was again very popular as was the Fun Panning and the Gold Rush. There was a lot of interest in equipment available at The Miners Den and also information at the Dept of Mines and Energy display. Frank and his team at the BBQ were kept busy all day. The Skilled Men's Trophy is safe for another year with Fred Olsson taking out first prize in this event.



An important date is **Monday September 13th**. The NQMA AGM will be held at the Mareeba Leagues Club at 12.30 pm. Everyone is welcome.

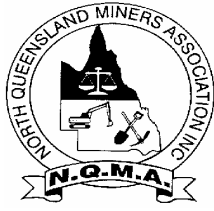
Regards
Lyn Byrne

Government Stimulus Package

Three contractors are bidding to fix a broken fence in Yarralumla. One is from Canberra, another from Melbourne, and the third one is from Perth. All three go with a government official to examine the fence. The Canberra contractor takes out a tape measure and does some measuring, then works out some figures with a pencil. "Well", he says, "I figure the job will run to about \$900: \$400 for materials, \$400 for my crew and \$100 profit for me". The Melbourne contractor also does some measuring and figuring, then says "I can do this job for \$700: \$300 for materials, \$300 for my crew and \$100 profit for me".

The Perth contractor doesn't measure or figure, but leans over to the government official and whispers "\$2,700". The government official, incredulous, says "You didn't even measure like the other guys! How did you come up with such a high figure?" The Perth contractor whispers back "\$1000 for me, \$1,000 for you, and we hire the bloke from Melbourne to fix the fence". "Done!" replies the government official.

And that, my friends is how the new stimulus plan is working.....



NORTH QUEENSLAND MINER'S ASSOCIATION INC.

ABN 76 525 585 093

APPLICATION FOR MEMBERSHIP

I/We.....
the undersigned, being an eligible person, partnership, or company, hereby apply for Membership of the North Queensland Miner's Association Inc. (See eligibility clause below)

BUSINESS NAME.....

POSTAL ADDRESS.....
.....POSTCODE.....

CONTACT PERSON.....

Phone No during day:.....Fax No:.....

E-mail address if available.....

NUMBER and LOCATION of MINING TENEMENT/S held or ASSOCIATION WITH MINING INDUSTRY.....
.....

I/We hereby agree to comply with the Rules and Regulations as prescribed in the Constitution of the North Queensland Miner's Association Inc.

Full Membership. Enclosed herewith is Annual Membership Fee of \$100.00.

Eligibility for Membership: *'Any person, partnership or company who: is actively involved in mining or prospecting (including metal detecting); holds or has an application for any mining tenure allowable under the Queensland Mineral Resources Act 1989 or any Act that replaces it; has a tenement before the Land and Resources Tribunal; or has a direct professional interest in the mining industry.'*

Corporate Membership. Enclosed herewith is Annual Membership Fee of \$250.00.

Eligibility for Membership: *'Any company which: is actively involved in mining or prospecting; holds or has an application for any mining tenure allowable under the Queensland Mineral Resources Act 1989 or any Act that replaces it; has a tenement before the Land and Resources Tribunal; or has a direct professional interest in the mining industry.'*

Associate Membership. Enclosed herewith is Annual Membership Fee of \$40.00.

Eligibility for Associate Membership: *'Any person, partnership or company that provides goods or services to the mining industry but is not directly involved in mining'*

SIGNED DATE/...../.....

Please send Application form to: NQMA, PO Box 133, Malanda, Q4885

Update on The Native Title Act Section 29 - Right To Negotiate by Paul.E.Crossland (NQMA representative for Native Title matters)

At the end of June 2010 the first 3 batches for the Section 29 Notices were advertised in the Koori Mail and the Tablelands Advertiser. These were - the Western Yalanji Claimed Areas and the Western Yalanji Unclaimed Areas, and the Southern Area with a few other applicants included in this batch of advertising as well. The cost of the advertising was \$380.00 per tenement application. This advertising batch had 43 tenement applications by some 22 applicants.

The scheduled dates were :-

Advertising: Koori Mail- 30 June 2010. Tablelands Advertiser - Friday 2nd July.2010

Notification date: 21 July 2010

3 month closing date: 21 October 2010

4 month closing date: 21 November 2010

For applications in this batch which are outside of a Native Title claim area and no claimants are found by the closing date of 21 October 2010, the tenement can be recommended for grant, conditional that all the Mineral Resources Act conditions and the EPA conditions have been complied with and completed by the applicant. For those applications in Native Title claimed areas a negotiation of an agreement will be required before the tenement can be granted. The N.Q.M.A. will sponsor the negotiations by meetings with the relevant Native Title groups. The applicants will have to share the costs involved in process. The agreements are expected to contain agenda similar to the present Small Scale Miner I.L.U.A.s.

The next batch of Section 29 Notices and RTN applications are the rest of the Southern Area (BarBarrum and Wakaman areas) and the Olkola Area. There are 5 applicants in the Southern Area and 7 in the Olkola Area. Submissions have been received by the Indigenous Land Access department within the Department of Employment, Economic Development and Innovation (DEEDI) and have gone to the minister for approval. The advertisements and Section 29 Notices are being drafted and the applicants will be notified of the cost for each of their relevant advertisements.

The N.Q.M.A. has been working on a supporting submission for future RTN applicants to use along with their own submission and will be considered as part of their total submission. The draft submission will be presented at the general meeting to be held at the Mareeba Leagues Club on Monday 13th September.

I would like to remind all members that to obtain the best outcome in the R.T.N. matters we need your input as to agenda you would like to be included in the agreement negotiations.

Contacts: Paul. Crossland 40968464

Graham Byrne 40914905

Graham Steene 0438726854

Paul Turpin 40963015

Update on the Small Scale Miner Area I.L.U.A.s by Paul.E.Crossland.

The first meeting to discuss the SSM IUAs was held at the Mareeba RSL on Thursday 26 August. The meeting was attended by representatives from the N.Q.L.C; the Ewamiam People , the Djungan People and the Western Yalanji People, two from State Government Northern Indigenous Land Access Unit, six from the N.Q.M.A. including myself, and our lawyer. The 3 new IUAs are being based on the previous SSM IUAs having the same format with differences being cultural heritage inspections, depending on the individual Native Title Claim group.

The meeting went well, being conducted in an orderly fashion. There were items on the agenda that were partially agreed to, items that were not agreeable and others that were only discussed. All parties involved agreed to keep agenda items open for further discussion. The next meeting has been scheduled for Wednesday 8th September. The ILUA negotiations will be discussed at the next N.Q.M.A. general meeAn issue of importance in the negotiations is in describing small scale mining and the conduct of mining operations in order for the Native Title Claimants to understand that small scale mining is very different in many ways when compared to Large Scale Company miners, especially regarding financial capabilities. We need to have a miner from the various sized mining operations (Mining Claim, small mining lease involving 2 or 3 persons and a larger mining lease operation that involves several persons.) attend a negotiation meeting so that they can describe their mining operation and respond to questions from the Native Title Claimants. We need to do this in order to demonstrate that Small Scale Mining can not afford to pay large fees to satisfy native title matters. Any miner who would be willing and able to assist in this please contact myself or one of the contacts listed above.

The N.Q.M.A. has applied for financial assistance from the Attorney General's Department to support this association with the considerably large costs we will incur from being a party to the I.L.U.A. negotiation process. The applications have been received by the A.G. dept and are still being processed.

The N.Q.M.A. had written to the Minister, Stephen Robertson, requesting that the other Small Scale Miner I.L.U.As be included for continuance as well. The minister replied that the State would support the negotiation of new IUAs for the Bar-Barrum and Tagalaka areas. This would require support from the N.Q.L.C.

Continued Page 8

Update on EPA Fee Increase by Paul.E.Crossland

The following is from the secretary of the QSMC.- "These fees have come about due to the Review of The EP Regulation in 2008, which all the small mining groups were excluded, as the State EPA only advertised the proposed amendments in 3 of the 9 Mining districts.

This act by the State (EPA) and the Minister for EPA/DERM, Kate Jones lack of consideration for amending these new fees despite requests by the QSMC delegates that have met with her and her dept officials has placed the small scale mining sector in dire circumstances.

I believe we should be promoting that if people want to pay their bill because they are anxious about losing their tenement (which is happening) then we should be encouraging them to protest either by:- purchasing the value of their EPA Bill in the lowest possible denomination of stamps from Australia Post in sheet form and tearing them into individual stamps and lodge these as payment. Stamps are legal tender and cannot be refused as payment! Check with Australia Post if you don't trust my opinion. If this action was facilitated in conjunction with Press releases it would have some effect to get the EPA back to the table to conclude an outcome or we will have the EPA that busy counting stamps in their new stamp room.

I would hope we could collectively and individually promote this action as a protest until such time as legal opinion that is currently being researched, is given to us about any potential claim/action against the State.

Alternatively please get them to ring the Ministers office and protest on 3239 0839 and ask them where would they like the stamps to be sent!

Any one who doesn't protest in some form is as weak as **** as this action by the State is wrong"

The QSMC has also made a submission to the Qld State Premier, Anna Bligh, with a Brief and letter of request to intervene and support the QSMC recommendations contained in the Brief, and to have the EPA return to the discussion table and realistically review these unfair fees that have been imposed on the small scale mining Industry.

Results of the NQMA 2010 Gold Panning Championships

Traditional : 1st Tes Willes 2nd Graham Byrne 3rd Vic Cummings

Juniors Under 12 : 1st Nick Bell 2nd Dante Avolio 3rd Kynan Holden

Juniors 12 – 16 : 1st Andrew Wickham 2nd Tara Phillott 3rd Damien Wildman

Novice-Women : 1st Bronwyn Webb 2nd Sue Shearer 3rd Trish Thomas

Novice Men : 1st Simon White 2nd Alex Byrne 3rd Vic Cummings

Skilled Women : 1st Gloria Olsson 2nd Georgina Friend 3rd Tes Willes

Skilled Men : 1st Fred Olsson 2nd Ken Wilson 3rd Alex Byrne/Simon White

Veterans : 1st Fred Olsson 2nd A Caamano 3rd Tim Land

Open : 1st Tim Land 2nd Gloria Olsson 3rd Nick Martin

Teams : 1st Bushwackers 2nd Palmer River 3rd Just Us

Raffle : 1st Blondie Sue 2nd Julie Raymer 3rd Norma DeLacey

Photography Comp : 1st George Mayer 2nd Alex Byrne 3rd Mike Collins

Peoples Choice : George Mayer

Gold Rush : 1st Chays Hickman 2nd Mathew Markert 3rd Aminata Bangour

Lucky Strike : Eric Swarbrick

NQMA would like to acknowledge the support of the Mareeba Heritage Centre, Tableland Regional Council, Mayor Tom Gilmore, the Mareeba branch of the Department of Mines, Cairns Mineral and Lapidary Club, Judy Grieve, and the Mareeba Historical Society. Also thank you to the very generous sponsors of the event:- Minelab Electronics, Coiltek, The Miner, Den, Radio 4AM, Palmer River Roadhouse, Tolga Traders, Drill North, Don Walker, Northern Gulf Resources, Consolidated Tin, Bradford, Coins and Stamps.

G & K DISCOVER NEW ORE BODIES AT
SPEAR CREEK Part 2

Mindrill planned to exhibit and operate a small water well percussion machine right next to us. They also exhibited diamond bits and other ancillary equipment. Their proximity was a big advantage as you will see as the story progresses. Their senior salesman Alan Ferguson was adept at demonstrating all equipment and of course, I informed him of our surprise plan.

The Saturday night before the exhibition, I was at a function which was also attended by Mr George Fisher, the Chairman of Mt Isa Mines. He asked if we were exhibiting at the up and coming show. I replied in the affirmative and asked if Mr Foots had told him of our plans. He replied that he had not heard anything, so I told him in detail what we were up to. He smiled and enthused, "Ronnie m'boy, we might have a bit of fun with this."

The day before the show opened, we set up a nice little newly painted hydraulic Mindrill E-1000. The show was opened on the Friday evening. We did not rush the drilling as we knew we had only 60 feet of ore body. As it turned out, once coring commenced, the black cement that held the specimens together fretted away leaving only the cored mineral specimens. It looked for all the world exactly as though we were passing through a rich highly fractured ore body.

The discoverer of Mount Isa, John Campbell-Miles was present as a special guest of honour and took a great interest in the core we were recovering. The official party led by MIM Chairman Mr George Fisher and Government Minister Mr Chalk arrived. The core was in the box and the drill was humming along. Mr Fisher wandered over to look at the core in the box. Then he said in a loud voice "Ronnie, I think you have got some copper here". Without even looking at the box I replied "Oh I don't think we'll find copper out here." Then he demanded sternly "Ronnie bring that box over here under this light" He removed a very nice specimen from the box and declared triumphantly, "There, look at that my boy, that's as good a specimen as you would find anywhere!"

He then went through all of the core and discovered it was copper all the way. The party stayed for some time to see the next run of core removed and blow me down if it wasn't copper all the way too. Mr Fisher his eyes sparkling with delight at our little joke, gave me a wink and departed with his guests, saying that they would return tomorrow.

So that we would not make a mess of the grounds, I ran the return water from the drilling operation right out of the grounds in a plastic pipe down the bank of Spear Creek. However, I was careful enough to first trap all of the cuttings from our drilling and, at convenient times, took it next door to the Mindrill exhibit and helped my partner in crime there, to mix it thoroughly with the cuttings he was retrieving from the hole he was drilling. I knew the "experts" of all varieties would soon descend upon the site, like bees around a honey pot.

The local radio station, 4MI, broadcasting live from the grounds (a big deal in those days), announced to one and all that the Glindemann & Kitching drill rig had hit rich copper under the Spear Creek sports ground. Next day, we slowly drilled on. The drillers were having a picnic. By this time we had just hit the sulphides and only twenty feet from the surface too.

Throughout the day, we had engineers, geologists, the mine drilling superintendent, metallurgists, in fact everybody who was anybody, made animated visits. Out of them all, only one lone MIM driller, John Ebsbury, woke up to what was going on.

Low and behold, late that afternoon, we hit the rich lead sulphide ore body. What a sensation. 4MI went ballistic about the riches that must exist between the sports ground and the mine five miles away.

Finally, Malcolm Rose told me once, that two years after the show, he went on a mine bus tour with a visiting relative from Melbourne. The bus driver, Reg Waterhouse, drove the party to the top of the hill overlooking the Black Rock Open Cut and after expounding on the rich operation below, declared to the enthralled visiting throng, "And two years ago the local drilling contractors, Glindemann & Kitching Enterprises, drilled, during an exhibition, a hold at Spear Creek oval five miles away, and discovered that these rich ore bodies extend at least that far away", pointing to beyond the aerodrome in the distance.

What great fun we all had over that weekend. I would have loved to be a fly on the wall when Minister Chalk reported his new discovery to the Premier the following week. Like all politically ambitious politicians, I'll bet he had also made an estimate of the glittering new royalties to be plundered.

Such an exhibition could never ever occur these days. It would take five years to get the necessary environmental impact statements in place. Even then, what with the Aboriginal Cultural Heritage Act, Native Title complications, and a dark green application for a National Park over the area, I doubt if it could even be contemplated.

The one thing the dark greens can be please about is that the Spear Creek ore body will never ever be mined.

Thank you to Mr Ronald Kitching for giving permission to print this story.

ADVERTISING is available in the Miner's Right

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