



Engagement Protocols

To ensure applicants for the grant of a tenement attracting the expedited procedure under the *Native Title Act 1993 (Cth)* (NTA) are set up for success, and to enable the grant of that tenure in a timely fashion, the Department of Mines, Industry Regulation and Safety (DMIRS) expects applicants to:

Ensure current contact details are provided to DMIRS.

Nominated Native Title Contact _____
Address _____
Email _____
Phone Number _____
Tenement Number/s _____

Provide detail of the applicant's proposed works (Section 58 Statement) to each Native Title Party (NTP) affected (as defined in the NTA) by the grant of the tenement concerned as soon as possible.

Actively engage with the NTP as early as reasonably possible to address any concerns the NTP has about the grant; and

If requested, outline:

how the applicant intends to mitigate the risk of a determination by the National Native Title Tribunal (NNTT) that the grant of the application does not attract the expedited procedure; and

any prior or planned negotiations with the NTP.

If an applicant is deemed to have not actively engaged with the NTP, or actively participated in any proceedings before the NNTT concerning the tenement applied for by the applicant, DMIRS may:

- Give notice of the grant of the tenement applied for without inclusion of the expected procedure statement in the notice. In such cases the grant of the tenement would be subject to the normal negotiation procedure required by section 31 of the NTA (commonly called the full Right to negotiate process);
- Withdraw its assertion of the expedited procedure statement in the notice of the application given under section 29 of the NTA, meaning the grant of the tenement would be subject to the full Right to negotiate process; or
- Seek consideration from the Minister for Mines on whether it is in the public interest for the application to be refused under section 111A of the Mining Act 1978 WA.

Acknowledgement:

I have read and understood these engagement protocols.

Signed by:

Signature

Name: _____

Date: _____