
WARDEN'S COURT

PRACTICE DIRECTION 1 of 2021

(Pursuant to Regulation 171 of the Mining Regulations)

**PROCEDURE FOR CONSENT MINUTES IN PART IV PROCEEDINGS BEFORE THE KALGOORLIE
AND LEONORA WARDEN**

1. All parties to Part IV proceedings before the Kalgoorlie / Leonora Warden who wish to adjourn any mention hearing by consent must:
 - a. File their minute of proposed consent orders with the relevant Mining Registrar by no later than **midday** on the Friday *before* (i.e., 7 days before) the mention date (Kalgoorlie) or by no later than **midday** on the Tuesday *before* (i.e., 7 days before) the mention date (Leonora).
 - b. Provide an explanation (which may be sent by email to the Mining Registrar) as to why the consent orders are sought.
 - c. Seek adjournment to a future date which is sufficiently far in advance to allow for any expected negotiations to take place and to provide for a realistic prospect of resolution. Unrealistically short adjournments should be avoided.

2. Where the Warden has made an order that “in the absence of resolution of the matter by the next mention date, the parties are to appear before the Warden for programming orders”, the parties may still apply for consent orders using the procedure outlined above, but in that case:
 - The parties must provide a detailed explanation (which may be sent by email to the Mining Registrar) as to why a further adjournment is warranted, for the Warden’s consideration.

3. In the event that the matter is not likely to resolve, parties are encouraged to enter into programming orders by consent and provide such orders for the Warden’s consideration. The same deadlines apply as in paragraph 1 of this Practice Direction.

4. Parties filing a minute of consent orders will be advised whether or not the Warden approves the orders by midday on the day before the mention hearing. If the Warden does not approve the orders, the parties must attend the hearing.

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5. Parties to Part IV proceedings before the Kalgoorlie / Leonora Warden may file a notice of withdrawal at any time up to 4pm on the day before the relevant mention hearing.

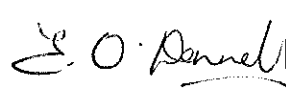
 6. This practice direction will be effective from 22 February 2021.



Warden Genevieve Cleary

Kalgoorlie / Leonora Wardens

By authority of the Chief Magistrate



Warden Erin O'Donnell

18 February 2021