

## **Cost Orders**

This stage is reached by a tenement in the hearing process, if the initial Warden's Hearing Schedule is adjourned due to reasons and causes that are by the applicant or holder of a tenement.

The Mining Warden issues a Cost Order Notice been for reimbursement for the cost incurred in adjournment of the hearings stated in Warden's Hearing stage above.

The applicant or holder of the tenement must pay the costs incurred before the tenement can be reschedule for another Warden's Hearing.

Rescheduling another Warden's Hearing is not given priority, as there are many tenements in queue for the Warden's Hearing(s).

## **PART VII - COMPENSATION TO LANDHOLDERS.**

### **154. PRINCIPLES OF COMPENSATION,**

(1) The holder of a tenement is liable to pay compensation, in respect of his entry or occupation of land the subject of the tenement for the purposes of exploration or mining or operations ancillary to mining, to the landholders of the land for all loss or damage suffered or foreseen to be suffered by them from the exploration or mining or ancillary operations.

### **156. COMPENSATION AGREEMENTS.**

(1) The amount of compensation payable by the holder of a tenement to the landholders in respect of the land the subject of the tenement to be entered upon for exploration or mining may be determined by agreement (in this section referred to as a "compensation agreement").

(2) A compensation agreement shall not be valid unless the provisions of this section have been complied with.

(3) Where the holder of a tenement and the landholders propose to enter into a compensation agreement, the holder of the tenement shall, as soon as the terms of the agreement have been agreed between the parties and before the agreement has been executed, submit a copy of the proposed compensation agreement to the Chief Warden.

(4) Within 14 days of receipt of a proposed compensation agreement under Subsection (3), the Chief Warden shall give written notice to the parties that:—

he is prepared to recommend to the Registrar registration of the agreement once it has been executed; or

(b) he requests the parties to consider certain amendments specified in the notice.

(5) The parties shall consider any request by the Chief Warden under Subsection (4)(b), but are not obliged to accept the amendments specified in the notice under that subsection.

(6) Where the provisions of Subsections (3), (4) and (5) have been complied with, the parties may then execute the compensation agreement and submit it to the Registrar who shall register it.