



National Mining Law 2012

Crucial cases, legislative updates
and industry insights

16 & 17 May 2012, Stamford Plaza Brisbane

Program highlights

- Survey of access issues for mining and petroleum projects
- MRRT and the 1 July 2012 deadline: What are you telling your clients?
- The private delivery of rail and port infrastructure in Australia: A users guide
- Obtaining and coordinating access to rail and port infrastructure in Australia
- The regulation of collaborative (joint) venture activities in a competitive market
- Queensland stamp duties for transactions on exploration permits for minerals or petroleum
- National mines safety framework update
- PPSA: Impacts and implications for miners
- Negotiating and structuring joint ventures in mining
- Land Access: Tips and traps

Speakers

- **Robert Milbourne**, Partner, Norton Rose
- **Jonathan Fulcher**, Partner, HopgoodGanim
- **Tony Denholder**, Partner, Ashurst
- **Karla Fraser**, Partner, Allens Arthur Robinson
- **Trevor Pascall**, Tax Partner, KPMG
- **Jeremy Chenoweth**, Legal Manager – QLD, SANTOS
- **Aaron Anderson**, Partner & OHS Specialist, Norton Rose
- **Justin Byrne**, Special Counsel, HopgoodGanim
- **Jay Leary**, Partner, Freehills
- **Tarnya Fitzgibbon**, Partner, Cooper Grace Ward
- **David Grace**, Partner, Cooper Grace Ward



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Product of:

National Mining Law 2012

Crucial cases, legislative updates and industry insights

Wednesday, 16 May 2012

9:00	Introduction from the Chair Robert Milbourne , <i>Partner, Norton Rose</i>	11:45	Obtaining and coordinating access to rail and port infrastructure in Australia <ul style="list-style-type: none">• User funding arrangements for rail• Will future port developments be undertaken under an access regime?• Coordination within coal chains Jay Leary , <i>Partner, Freehills</i> ■ 0.75 CPD points in Professional Skills
9:15	Survey of access issues for mining and petroleum projects Is access to land for mining in Queensland commercially viable, relative to other jurisdictions? Does the community support mining: surely it does, if the capital and income flows evident in the "2-speed" economy are evidence of anything. Wild rivers, strategic cropping land, tendering for acreage, native title, cultural heritage, ordinary land access, restricted land, environmentally sensitive areas, access to water, stakeholder backlash...the list goes on. This paper will put these issues on the table, and ask: what other laws might be in the pipeline which further affects access to land? Jonathan Fulcher , <i>Partner, HopgoodGanim</i> ■ 0.75 CPD points in Professional Skills	12:30	Lunch
10:00	MRRT and the 1 July 2012 deadline: What are you telling your clients? <ul style="list-style-type: none">• Don't pay anymore MRRT than you need to• Ascertaining your market value starting base: Sheltering your liability from future MRRT responsibilities• Critical dates for lodgement• Being prepared for the changes Trevor Pascall , <i>Tax Partner, KPMG</i> ■ 0.75 CPD points in Professional Skills	1:30	The regulation of collaborative (joint) venture activities in a competitive market <ul style="list-style-type: none">• The nature of a "joint venture"• The impact of globalisation• Lessons from the West for the energy sector Jeremy Chenoweth , <i>Legal Manager – QLD, SANTOS</i> ■ 0.75 CPD points in Professional Skills
10:45	Morning tea	2:15	Queensland stamp duties for transactions on exploration permits for minerals or petroleum <ul style="list-style-type: none">• Proposed changes in legislation – what will now be caught?• Farm-ins• Options to purchase• Taxable value issues• Corporate reconstruction exemption issues• Interaction with carbon pricing Justin Byrne , <i>Special Counsel, HopgoodGanim</i> ■ 0.75 CPD points in Professional Skills
11:00	The private delivery of rail and port infrastructure in Australia: A users guide <ul style="list-style-type: none">• Securing the government mandate to build• Obtaining tenure, including the compulsory acquisition of third party land• Regulatory overview, including native title approvals• Interdependency of project documents and approvals Tony Denholder , <i>Partner, Ashurst</i> ■ 0.75 CPD points in Professional Skills	3:00	Afternoon tea
		3:15	National mines safety framework update <ul style="list-style-type: none">• The progress of harmonisation of mine safety laws• Model mining regulations and associated codes of practice• The interrelationship between the new harmonised WHS laws and the mining industry Aaron Anderson , <i>Partner & OHS Specialist, Norton Rose</i> ■ 0.75 CPD points in Professional Skills

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16 & 17 May 2012, Stamford Plaza Brisbane

Thursday, 17 May 2012

4:00 **PPSA: Impacts and implications for miners**

The *Personal Property Securities Act 2009* (Cth) dramatically changes the current law and practice relating to security interests over all assets other than land. It affects a wide range of services and businesses – not just banks and financial institutions. The Act impacts on a variety of dealings in property, including finance leases, retention of title clauses, consignments and operating leases – and ownership of an asset may no longer be sufficient to prevent title passing to a third party. This session will discuss how the PPSA may impact your clients and ordinary transactions in the mining industry.

Karla Fraser, Partner, Allens Arthur Robinson

■ 0.75 CPD points in Professional Skills

4:45 **Close of Conference**

Who should attend?

Legal and corporate including:

- | | |
|---------------------|----------------------------|
| • Partners | • Junior Lawyers |
| • Associates | • Junior Practitioners |
| • Senior Associates | • Lawyers |
| • Solicitors | • CEO's |
| • Barristers | • CFO's |
| • In-house Counsel | • COO's |
| • Corporate Counsel | • Company Secretary |
| • Counsel | Government: |
| • General Counsel | • Senior Legal Officers |
| • Group Counsel | • Senior Solicitors |
| • Senior Counsel | • Legal Managers |
| • Legal Counsel | • Principal Solicitors |
| • Corporate Lawyer | • Principal Lawyers |
| • Graduates | • Manager – Legal Services |
| • Articled Clerk | |

WORKSHOP A

9:00 **Includes morning tea**

Negotiating and structuring joint ventures in mining

- An overview of emerging industry practice in joint venture structures
- Incorporated vs. unincorporated, considerations involving separate management companies and related entities (such as for marketing)
- Key terms and principles to consider, such as change of control, deadlock, dilution, dispute resolution
- Review of recent disputes involving joint ventures and lessons learned

Robert Milbourne, Partner, Norton Rose

■ 3 CPD points in Professional Skills

12:00 **Networking lunch for workshop delegates**

WORKSHOP B

1:00 **Includes afternoon tea**

Land Access: Tips and Traps

- Negotiations with landholders – what you need to know
- Potential liability of miners and the state in respect of damage to surrounding farms
- Facilitating interaction between the state and the land owners over disputes
- ADR before it's too late: Pragmatic solutions not protracted litigation
- Assuaging environmental concerns by minimizing the possibility of large scale damage
- Responding appropriately to an environmental incident
- Appropriate disposal of excess water

Tarnya Fitzgibbon, Partner, Cooper Grace Ward

David Grace, Partner, Cooper Grace Ward

■ 3 CPD points in Professional Skills

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Priority registration form

National Mining Law 2012
16 & 17 May 2012
Stamford Plaza Brisbane
Cnr Edward and Margaret Streets
Brisbane QLD 4000

5 easy ways to register

Online: www.lexisnexis.com.au/pd
Email: registration@lexisnexis.com.au
Phone: 1800 772 772
Fax: (02) 9422 2338

Mail: Conference Co-ordinator, LexisNexis
Locked Bag 2222, Chatswood Delivery
Centre, Chatswood NSW 2067
or: DX 29590 Chatswood

Please complete sections A, B, C, D

TAX INVOICE

Conference code: PD1612

ABN: 70 001 002 357

A

Delegate 1 details

Mr/Ms/Dr: _____
First name Last name
Organisation: _____
Address: _____
Position: _____
Telephone: _____
Fax: _____
Email (required**): _____

Delegate 2 details

Mr/Ms/Dr: _____
First name Last name
Organisation: _____
Address: _____
Position: _____
Telephone: _____
Fax: _____
Email (required**): _____

Delegate 3 details

Mr/Ms/Dr: _____
First name Last name
Organisation: _____
Address: _____
Position: _____
Telephone: _____
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** to send conference confirmation

B

Please send me more information on:

- ☐ Contracts Masterclass 2012, Jeffrey Goldberger – 1 March 2012
- ☐ Legal Intensive QLD 2012 – 15 March 2012
- ☐ Government Contract Drafting and Tendering – 27 March 2012
- ☐ Australia's Credit Law Regime: Comprehensive Workshop – 28 March 2012
- ☐ Personal Injuries – 2 May 2012
- ☐ Employment Law for HR Practitioners QLD – 3 May 2012
- ☐ Conveyancing QLD 2012 – 3 May 2012
- ☐ Responsible Manager Training Workshops – 16 May 2012
- ☐ Practice Management NSW 2012 – 24 May 2012
- ☐ Wills and Estates QLD 2012 – 11 & 12 July 2012
- ☐ Australian Women Lawyers 4th National Conference – 10-12 August 2012

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C

Event pricing (please tick your selection)

GROUP BOOKING

Register 3 or more people from the same organisation at the same time and book at the advanced price per person.

Advanced price (register and pay before 23 March 2012)

Please Select	Options	Qty	Price	Subtotal
<input type="checkbox"/>	One day conference + 2 workshops		\$1700 + GST = \$1870	
<input type="checkbox"/>	One day conference + 1 workshop*		\$1300 + GST = \$1430	
<input type="checkbox"/>	One day conference only		\$900 + GST = \$990	

Standard price (register and pay after 23 March 2012)

Please Select	Options	Qty	Price	Subtotal
<input type="checkbox"/>	One day conference + 2 workshops		\$1950 + GST = \$2145	
<input type="checkbox"/>	One day conference + 1 workshop*		\$1550 + GST = \$1705	
<input type="checkbox"/>	One day conference only		\$1150 + GST = \$1265	
<input type="checkbox"/>	Two workshops only		\$850 + GST = \$935	
<input type="checkbox"/>	One workshops only*		\$450 + GST = \$495	



Conference Resources

☐ I am unable to attend but please send me the National Mining Law 2012 conference papers

Qty	Price	Subtotal
<input type="checkbox"/>	\$180 + GST = \$198	

*I would like to attend:

- ☐ Workshop A ☐ Workshop B

* Advanced price, team discounts and any other discount cannot be taken concurrently

TOTAL

D

Payment details

Payment is due upon registration. This document will be a Tax Invoice/Receipt for GST upon completion of payment.

- ☐ Enclosed is my cheque for: \$ _____ made payable to LexisNexis

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- 13 days or less prior to the first day of the event: LexisNexis will not refund any part of your fee. However, you may nominate a replacement delegate to attend in your place.

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