



Freehold Title Rights

Western Australia

The purpose of the information below is designed to assist in gaining a general awareness of the requirements of the Mining Act 1978 (WA) in respect of private land.

It is not intended to be a substitute for understanding the statutory requirements of the Mining Act and associated regulations. The information does not constitute legal advice and we encourage you to seek independent legal advice.

Mining Act 1978

Mining activities in Western Australia are governed by the WA Mining Act 1978.

Tenements available under the WA Mining Act 1978 are:

- Prospecting Licences
- Special Prospecting Licences for Gold
- Exploration Licences
- Retention Licences
- Mining Leases
- General Purpose Leases
- Miscellaneous Licences

Exploration Licences

An Exploration Licence authorises the licence holder to explore for the mineral or groups of minerals specified in the licence.

Exploration Licences are granted subject to certain conditions, including strict environmental management conditions to protect native flora and fauna, land, water resources, heritage and infrastructure. These conditions regulate the type of exploration that be carried out and where it can occur.

An Exploration Licence does not authorise the licence holder to mine for minerals. A Mining Lease would be required for that purpose.

Ownership of minerals on Freehold Title Land

Except in the case of 'minerals to owner land', all minerals are the property of the Crown.

Freehold Title land first granted prior to 1899 may be 'minerals to owner' land in which the landowner owns all minerals contained within the land except the Royal Metals (gold, silver and other precious metals).

Grant of tenements on Freehold Title Land

Under section 29 of the WA Mining Act 1978, a tenement in respect of the natural surface and to within a depth of 30 metres thereof shall not be granted in respect of private land which is:

- in bona fide and regular use as a yard, stockyard, garden, orchard, vineyard, plant nursery or plantation or is land under cultivation
- the site of a cemetery or burial ground
- the site of a dam, bore, well or spring
- land on which there is erected a substantial improvement
- within 100m of any such private land described above; or
- a separate parcel of land of 2000m² or less,

Except with the written consent of the owner and occupier of the private land concerned.



Freehold Title Rights

Western Australia

Obtaining your consent

If you are open to working together, IGO will conduct a face-to-face meeting to provide you with our Freehold Title Land Access Agreement. This will be accompanied by a Letter Agreement in which we encourage you to seek independent legal advice and agree to reimburse you for reasonable legal costs up to a specified amount.

The Freehold Title Land Access Agreement:

- provides written consent to the grant of surface rights
- details the exploration activities you are comfortable with IGO conducting on your land
- details the duration of the access to your land; and
- details the compensation you will receive for all inconvenience, loss or damage resulting from exploration activities conducted by IGO.

IGO's Freehold Title Land Access Agreement only provides for exploration activities. It does not provide for mining activities.

We believe that it takes time and effort to build trust and by committing to open and honest interactions and communication, we are building that trust / making it happen.

We understand that your livelihood and / or lifestyle is dependent on your land, and we respect your position.