







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Indicator	Score
4.1.1	Context
4.1.1 Context	

4.1.1.050: Has the government created a special fund or natural resource fund that concentrates revenue directly from oil, gas or mineral extraction?

Score: A B C

Comments:

There is not at present a natural resource fund in Western Australia or in Australia but there are plans to create one in Western Australia.

References:

James Glynn, 'Parkinson dismisses calls for sovereign wealth fund'
<http://www.theaustralian.com.au/business/parkinson-dismisses-calls-for-sovereign-wealth-fund/story-e6frg8zx-1226292228292>

Peer Review Comments:

Very recently - 23rd May 2012 - the Western Australian government announced that it would establish a "future fund". South Australia is also considering such a move. Federally, Australia does have a sovereign wealth fund, also known as the "Future Fund". It was established mainly from the sale of a state owned telecommunications company in 2006. Debate continues as to whether mining taxes and royalties should be diverted to this fund. See <http://www.wa.liberal.org.au/itemlist/user/543-christianporter> <http://www.theaustralian.com.au/national-affairs/state-politics/wa-to-lock-away-mine-boom-riches-in-future-fund/story-e6frgczx-1226359421107> and http://afr.com/p/markets/capital/sovereign_wealth_funds_just_fad_w2ZRbNEL37znJG8F8QofcN

It may also worth mentioning WA's Royalties for Regions Programme, which directs 25% of onshore mineral and gas royalties to rural/regional projects and programmes.
<http://www.rdl.wa.gov.au/royalties/pages/default.aspx>

4.1.1.051: What authority is responsible for the natural resource fund?

Score: A B C D E

Comments:

There is not at present a natural resource fund in Western Australia or in Australia but there are plans to create one in Western Australia.

References:

James Glynn, 'Parkinson dismisses calls for sovereign wealth fund'
<http://www.theaustralian.com.au/business/parkinson-dismisses-calls-for-sovereign-wealth-fund/story-e6frg8zx-1226292228292>

Peer Review Comments:

Western Australia's future fund has just been announced in the State Budget (23 May 2012).

"The Future Fund will be managed by the Department of Treasury and the Western Australian Treasury Corporation, and will form part of the State's Public Bank Account being invested in the same classes of assets as other public monies."

http://www.treasury.wa.gov.au/cms/uploadedFiles/State_Budget/Budget_2012_13/2012-13_budget_factsheet_western_australian_future_fund.pdf

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Indicator		Score
4.2.1	Comprehensive reports	N/A
4.2.2.056	Audited reports	N/A

4.2.1 Comprehensive reports

4.2.1.052: Are the rules for the fund's deposits and withdrawals published, including the formula(s) for deposits and withdrawals?

Score: A B **C**

Comments:

There is not at present a natural resource fund in Western Australia or in Australia but there are plans to create one in Western Australia.

References:

James Glynn, 'Parkinson dismisses calls for sovereign wealth fund'
<http://www.theaustralian.com.au/business/parkinson-dismisses-calls-for-sovereign-wealth-fund/story-e6frg8zx-1226292228292>

Peer Review Comments:

Western Australia's future fund has just been announced in the State Budget (23 May 2012). It is the only state in Australia to have done so. South Australia is considering a similar move.

"Once the seed capital is in place in 2016-17; for each of the 16 years thereafter, the Fund will receive at least one per cent of the State's annual royalty revenue – estimated at between \$65 million to \$70 million per annum. Furthermore, the interest earnings on the principal will also be diverted back into the Future Fund each year"

http://www.treasury.wa.gov.au/cms/uploadedFiles/State_Budget/Budget_2012_13/2012-13_budget_factsheet_western_australian_future_fund.pdf

4.2.1.053: Does the fund management or authority in charge of the fund publish comprehensive information on its assets, transactions and investments?

Score: A B C D **E**

Comments:

There is not at present a natural resource fund in Western Australia or in Australia but there are plans to create one in Western Australia.

References:

James Glynn, 'Parkinson dismisses calls for sovereign wealth fund'
<http://www.theaustralian.com.au/business/parkinson-dismisses-calls-for-sovereign-wealth-fund/story-e6frg8zx-1226292228292>

Peer Review Comments:

Western Australia's future fund has just been announced in the State Budget (23 May 2012). It is the

only state in Australia to have done so. South Australia is considering a similar move. Details on disclosure are not yet available.

http://www.treasury.wa.gov.au/cms/uploadedFiles/State_Budget/Budget_2012_13/2012-13_budget_factsheet_western_australian_future_fund.pdf

4.2.1.054: Are the reports containing information on the fund's assets and transactions understandable?

Score: A B C D **E**

Comments:

There is not at present a natural resource fund in Western Australia or in Australia but there are plans to create one in Western Australia.

References:

James Glynn, 'Parkinson dismisses calls for sovereign wealth fund'

<http://www.theaustralian.com.au/business/parkinson-dismisses-calls-for-sovereign-wealth-fund/story-e6frg8zx-1226292228292>

Peer Review Comments:

Western Australia's future fund has just been announced in the State Budget (23 May 2012). It is the only state in Australia to have done so. South Australia is considering a similar move. Details on the establishment of the fund and its planned transactions are available and clearly explained.

http://www.treasury.wa.gov.au/cms/uploadedFiles/State_Budget/Budget_2012_13/2012-13_budget_factsheet_western_australian_future_fund.pdf

4.2.1.055: How often are financial reports published by the fund management or authority in charge?

Score: A B C D **E**

Comments:

There is not at present a natural resource fund in Western Australia or in Australia but there are plans to create one in Western Australia.

References:

James Glynn, 'Parkinson dismisses calls for sovereign wealth fund'

<http://www.theaustralian.com.au/business/parkinson-dismisses-calls-for-sovereign-wealth-fund/story-e6frg8zx-1226292228292>

Peer Review Comments:

Western Australia's future fund has just been announced in the State Budget (23 May 2012). It is the only state in Australia to have done so. South Australia is considering a similar move. Details on financial reporting are not yet available, but will likely be in line with other WA public assets.

http://www.treasury.wa.gov.au/cms/uploadedFiles/State_Budget/Budget_2012_13/2012-13_budget_factsheet_western_australian_future_fund.pdf

4.2.2.056 Audited reports

4.2.2.056a: Are the fund s financial reports audited?

Score: A B C D **E**

Comments:

There is not at present a natural resource fund in Western Australia or in Australia but there are plans to create one in Western Australia.

References:

James Glynn, 'Parkinson dismisses calls for sovereign wealth fund'

<http://www.theaustralian.com.au/business/parkinson-dismisses-calls-for-sovereign-wealth-fund/story-e6frg8zx-1226292228292>

Peer Review Comments:

Western Australia's future fund has just been announced in the State Budget (23 May 2012). It is the only state in Australia to have done so. South Australia is considering a similar move. Though no details are available yet, the fund will almost certainly be audited by the Auditor General of Western Australia.

http://www.treasury.wa.gov.au/cms/uploadedFiles/State_Budget/Budget_2012_13/2012-13_budget_factsheet_western_australian_future_fund.pdf

<http://www.audit.wa.gov.au/>

4.2.2.056b: Are the audited financial reports published?

Score: A B **(C)**

Comments:

There is not at present a natural resource fund in Western Australia or in Australia but there are plans to create one in Western Australia.

References:

James Glynn, 'Parkinson dismisses calls for sovereign wealth fund'

<http://www.theaustralian.com.au/business/parkinson-dismisses-calls-for-sovereign-wealth-fund/story-e6frg8zx-1226292228292>

Peer Review Comments:

Western Australia's future fund has just been announced in the State Budget (23 May 2012). It is the only state in Australia to have done so. South Australia is considering a similar move. While details are not yet available, audited reports will almost certainly be published, probably as a part of budget papers.

http://www.treasury.wa.gov.au/cms/uploadedFiles/State_Budget/Budget_2012_13/2012-13_budget_factsheet_western_australian_future_fund.pdf

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Indicator	Score
4.3.1 Legal Framework and Practice	N/A

4.3.1 Legal Framework and Practice

4.3.1.057: Are the rules governing deposits into the fund defined by legislation?

Score: A B **C**

Comments:

There is not at present a natural resource fund in Western Australia or in Australia but there are plans to create one in Western Australia.

References:

James Glynn, 'Parkinson dismisses calls for sovereign wealth fund'
<http://www.theaustralian.com.au/business/parkinson-dismisses-calls-for-sovereign-wealth-fund/story-e6frg8zx-1226292228292>

Peer Review Comments:

Western Australia's future fund has just been announced in the State Budget (23 May 2012). It is the only state in Australia to have done so. South Australia is considering a similar move. Deposits have been set as:

Fund will receive at least one per cent of the State's annual royalty revenue – estimated at between \$65 million to \$70 million per annum. Furthermore, the interest earnings on the principal will also be diverted back into the Future Fund each year.

Through legislation to be introduced in the spring sittings of this Parliament, the Future Fund's principal and interest will be quarantined from spending for a period of 20 years.

http://www.treasury.wa.gov.au/cms/uploadedFiles/State_Budget/Budget_2012_13/2012-13_budget_factsheet_western_australian_future_fund.pdf

4.3.1.058: In practice, does the government follow the rules governing deposits to the natural resource fund?

Score: A B C D **E**

Comments:

There is not at present a natural resource fund in Western Australia or in Australia but there are plans to create one in Western Australia.

References:

James Glynn, 'Parkinson dismisses calls for sovereign wealth fund'
<http://www.theaustralian.com.au/business/parkinson-dismisses-calls-for-sovereign-wealth-fund/story-e6frg8zx-1226292228292>

Peer Review Comments:

Western Australia's future fund has just been announced in the State Budget (23 May 2012). It is the only state in Australia to have done so. As the fund is commencing in the new financial year, it is not

possible to answer this question at this point in time.

4.3.1.059: Are the rules governing withdrawal or disbursement from the fund defined by legislation?

Score: A B C

Comments:

There is not at present a natural resource fund in Western Australia or in Australia but there are plans to create one in Western Australia.

References:

James Glynn, 'Parkinson dismisses calls for sovereign wealth fund'
<http://www.theaustralian.com.au/business/parkinson-dismisses-calls-for-sovereign-wealth-fund/story-e6frg8zx-1226292228292>

Peer Review Comments:

Western Australia's future fund has just been announced in the State Budget (23 May 2012). It is the only state in Australia to have done so. Withdrawals have been quarantined for 20 years:

"Through legislation to be introduced in the spring sittings of this Parliament, the Future Fund's principal and interest will be quarantined from spending for a period of 20 years. "
http://www.treasury.wa.gov.au/cms/uploadedFiles/State_Budget/Budget_2012_13/2012-13_budget_factsheet_western_australian_future_fund.pdf

4.3.1.060: In practice, does the government follow the rules governing withdrawal or spending from natural resource fund?

Score: A B C D E

Comments:

There is not at present a natural resource fund in Western Australia or in Australia but there are plans to create one in Western Australia.

References:

James Glynn, 'Parkinson dismisses calls for sovereign wealth fund'
<http://www.theaustralian.com.au/business/parkinson-dismisses-calls-for-sovereign-wealth-fund/story-e6frg8zx-1226292228292>

Peer Review Comments:

Western Australia's future fund has just been announced in the State Budget (23 May 2012). It is the only state in Australia to have done so. As it is being established in the new financial year, it is not yet possible to answer this question.

4.3.1.061: Are withdrawals or spending from the fund reserves approved by the legislature as part of the budget process?

Score: A B C

Comments:

There is not at present a natural resource fund in Western Australia or in Australia but there are plans to create one in Western Australia.

References:

James Glynn, 'Parkinson dismisses calls for sovereign wealth fund'

<http://www.theaustralian.com.au/business/parkinson-dismisses-calls-for-sovereign-wealth-fund/story-e6frg8zx-1226292228292>

Peer Review Comments:

Western Australia's future fund has just been announced in the State Budget (23 May 2012). It is the only state in Australia to have done so. While the fund has been quarantined for 20 years, spending from it will certainly require the approval of the WA parliament, as part of budgetary process.

http://www.treasury.wa.gov.au/cms/uploadedFiles/State_Budget/Budget_2012_13/2012-13_budget_factsheet_western_australian_future_fund.pdf

4.3.1.062: Are officials of the natural resource fund required to disclose information about their financial interest in any oil, gas or mining projects?

Score: A B **(C)**

Comments:

There is not at present a natural resource fund in Western Australia or in Australia but there are plans to create one in Western Australia.

References:

James Glynn, 'Parkinson dismisses calls for sovereign wealth fund'

<http://www.theaustralian.com.au/business/parkinson-dismisses-calls-for-sovereign-wealth-fund/story-e6frg8zx-1226292228292>

Peer Review Comments:

Western Australia's future fund has just been announced in the State Budget (23 May 2012). It is the only state in Australia to have done so. Details about disclosure of interests of relevant officers are not yet available.

http://www.treasury.wa.gov.au/cms/uploadedFiles/State_Budget/Budget_2012_13/2012-13_budget_factsheet_western_australian_future_fund.pdf

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Indicator	Score
5.1.1	Context
5.1.1	Context

5.1.1.063: Do central governments transfer resources to subnational authorities based on extraction of mineral resources?

Score: A B C D E

Comments:

The Western Australian government has established a program called 'Royalties for Regions' which allocates 25% of the royalties collected in the state for regional development.

References:

Western Australia Department of Regional Development and Lands, 'Royalties for Regions'
<http://www.rdl.wa.gov.au/royalties/pages/default.aspx>

Peer Review Comments:

Mining taxation and royalty regimes in Australia are complex. Very loosely, states charge and collect royalty revenue, while the federal government receives revenue through company tax. The federal government does redistribute income to the states, but not in relation to mining projects. A soon-to-be-implemented minerals resource rent tax to be collected by the federal government will be used to deliver general tax breaks and some investment in mining region infrastructure..

As this analysis is WA-focussed, the author is right to point out WA's royalties for regions programme.

"Australia has a complex array of tax and non-tax revenue raising instruments that it applies to the mining industry. Different resource taxes, royalties and payment arrangements are imposed across different resources, and on the same type of resource depending on its location. In relation to petroleum, these include PRRT, crude oil excise, a series of different royalties applied by the Australian government (the offshore petroleum royalty, the internal waters royalty and the resource rent royalty) and different oil and gas royalties applied by the States. Further, mineral resources are subject to different royalty arrangements across the States including ad valorem royalties, specific royalties, profit royalties or a combination of these types of royalties."

http://taxreview.treasury.gov.au/content/downloads/report/Architecture_of_Australias_Tax_and_Transfer_System_Revised.pdf

see also:

Special Taxation of the Mining Industry by John Freebairn and John Quiggin

5.1.1.064: Are conditions imposed on subnational government as part of revenue sharing regime?

Score: A B C

References:

Western Australia Department of Regional Development and Lands, 'Royalties for Regions'
<http://www.rdl.wa.gov.au/royalties/pages/default.aspx>

Peer Review Comments:

In general, resource royalties are charged and retained by states, while company taxes are paid to the federal government. Some revenues are returned from the federal government to the states, though not necessarily in accordance with mining activity.

http://taxreview.treasury.gov.au/content/downloads/report/Architecture_of_Australias_Tax_and_Transfer_System_Revised.pdf


Within Western Australia, the Royalties for Regions programme does see the WA State government spend money on specific projects and programmes in mining regions.

<http://www.rdl.wa.gov.au/royalties/pages/default.aspx>

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Indicator		Score
5.2.1	Disclosure	73 

5.2.1 Disclosure

5.2.1.065: Are the rules for revenue transfers from central to sub national governments published, including the formula(s) for revenue sharing?

Score: A B C

References:

Western Australia Department of Regional Development and Lands, 'Royalties for Regions'
<http://www.rdl.wa.gov.au/royalties/pages/default.aspx>

Peer Review Comments:

Rules for revenue distribution from federal to state governments are published, but this relates mostly to revenue from Australia's Goods and Services Tax rather than mining-related funds. The Royalties for Regions programme generally runs on a project-by-project basis, with published annual reports, but this seems different to a legally enforced or formulaic distribution of benefits.

5.2.1.066: Does the central government publish comprehensive information on transfers of resource related revenues to sub-national governments?

Score: A B C D E

Comments:

The revenue transferred is disaggregated by project but not by source.

References:

Western Australia Department of Regional Development and Lands, 'Royalties for Regions Progress Report July 2010-June 2011'
<http://www.rdl.wa.gov.au/publications/Documents/ProgressReport-RoyaltiesforRegions2010-2011-CompletePDF.pdf>

Peer Review Comments:

If this assessment is only about Western Australia, then the score is correct. However, nationally, the answer should be C. "No. The central government publishes only the aggregate transfer of general revenues to sub-national governments (with no distinction for resource related revenues)." As there is extensive information on federal transfers to states, but resource-related revenue from company tax, etc, would not be disaggregated. <http://www.taxreview.treasury.gov.au/content/Paper.aspx?doc=html/Publications/papers/report/index.htm>

5.2.1.067: Are the reports containing information on transfers of resource related revenues to sub-national governments understandable?

Score: A B C D E

References:

Western Australia Department of Regional Development and Lands, 'Royalties for Regions Progress Report July 2010-June 2011'
<http://www.rdl.wa.gov.au/publications/Documents/ProgressReport-RoyaltiesforRegions2010-2011-CompletePDF.pdf>

Peer Review Comments:

If this assessment is only about Western Australia, then the score is correct. However, nationally, the answer should be E, "Not applicable" As there are no resource-specific funds distributed from federal to state level.

<http://www.taxreview.treasury.gov.au/content/Paper.aspx?doc=html/Publications/papers/report/index.htm>

Other states do not seem to have such advanced programmes for regional distribution of the state's resource royalties, though similar sounding policies are coming into Queensland following a change of government:

<https://candooqld.com.au/local-news/north-far-north-queensland/regional-queensland-wins-with-royalties-for-the-regions-announcement>

<http://www.abc.net.au/rural/news/content/201203/s3446795.htm>

5.2.1.068: How often does the central government publish information on transfers of resource related revenues to sub-national governments?

Score: A B **C** D E

References:

Western Australia Department of Regional Development and Lands, 'Royalties for Regions Progress Report July 2010-June 2011'
<http://www.rdl.wa.gov.au/publications/Documents/ProgressReport-RoyaltiesforRegions2010-2011-CompletePDF.pdf>

Peer Review Comments:

If this assessment is only about Western Australia, then the score is correct. However, nationally, the answer should be E, "Not applicable" As there are no resource-specific funds distributed from federal to state level.

http://taxreview.treasury.gov.au/content/downloads/report/Architecture_of_Australias_Tax_and_Transfer_System_Revised.pdf

Other states do not seem to have such advanced programmes for regional distribution of the state's resource royalties, though similar sounding policies are coming into Queensland following a change of government:

<https://candooqld.com.au/local-news/north-far-north-queensland/regional-queensland-wins-with-royalties-for-the-regions-announcement>

<http://www.abc.net.au/rural/news/content/201203/s3446795.htm>

5.2.1.069: Do sub-national governments publish information on transfers received from central governments?

Score: **A** B C

Comments:

The subnational entities targeted by the 'Royalties for Regions' do not correspond with a level of government. The state government is therefore responsible for reporting. However, local governments can be assessed here.

References:

Western Australia Department of Regional Development and Lands, 'Royalties for Regions Progress Report July 2010-June 2011'
<http://www.rdl.wa.gov.au/publications/Documents/ProgressReport-RoyaltiesforRegions2010-2011-CompletePDF.pdf>

Peer Review Comments:

If the assessment is about Western Australia and its RfR programme, then I think the answer should be A. Many local governments are involved with the RfR programme, see page 15 of the Author's reference, where the "Country Local Government Fund" is discussed:

Country Local Government Fund

The Country Local Government Fund (CLGF) is one of three funds under the Royalties for Regions Act 2009. In December 2008, the Western Australian Government announced the commitment of \$543 million over five years to assist country local governments build and maintain their community infrastructure.

I'm sure the local government disclosure requirements would be easily adequate for an "A" answer.

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Indicator	Score
5.3.1 Legal Framework and Practice	100 ■

5.3.1 Legal Framework and Practice

5.3.1.070: Are arrangements (including formulas and responsible institutions) for resource revenue sharing between central and sub-national governments defined by legislation?

Score: A B C

References:

Western Australia Royalties for Regions Act 2009
http://corrigan.austlii.edu.au/au/legis/wa/consol_act/rfra2009252/

5.3.1.071: In practice, does the government follow the rules established by resource revenue sharing legislation?

Score: A B C D E

Comments:

An audit of the program found a number of governance problems in its implementation. It seems likely that these were largely due to teething problems with a new program and would be ironed out in the future.

References:

Western Australia Auditor-General, Preliminary Examination of the Royalties for Regions Program,
[http://www.parliament.wa.gov.au/intranet/libpages.nsf/WebFiles/Hot+topics+-+royalties+regions+AG+09/\\$FILE/Royalties+AG+report+09.pdf](http://www.parliament.wa.gov.au/intranet/libpages.nsf/WebFiles/Hot+topics+-+royalties+regions+AG+09/$FILE/Royalties+AG+report+09.pdf)

Peer Review Comments:

At a national level, it is misleading to suggest that any federal or state government in recent times has engaged in deceptive or corrupt practices regarding mining revenues or more general tax distributions. Of course there is perennial sniping between states and federal government regarding distribution of funds, but this is political rather than a transparency issue. See for example <http://www.abc.net.au/news/2012-01-13/wa-hits-back-at-health-and-safety-laws-threat/3772140> So at a national level, the answer is either E, not applicable, due to the way the royalty and taxation system works, or is A, as all rules are followed.

Even at a WA state level, it is misleading to suggest that the state government "changed amounts transferred without justification or approval". It has not. Only in relation to some points of the implementation of the RfR programme - hardly the entire use of mining revenues - have some anomalies been found and these are not in relation to the state government's practices. Even the auditor general's report doesn't suggest that anything untoward has occurred, concluding "Money was distributed in accordance with the high level objectives and eligibility criteria for the funds and projects we reviewed."

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Context

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Indicator	Score
1.1	Context
1.1	Context

1.1.001: Does the country have a clear legal definition of ownership of mineral resources?

Score: A B C D E

Comments:

By common law and legislation, mineral resources are the property of the Crown, which means the State. It is worth noting that as a Federation, Australia comprises six states plus two territories, each of which has its own laws. Nonetheless, these laws are essentially identical when it comes to the ownership of mineral resources. As it is the largest mining state, the Western Australian legislation is cited as a source.

Since 2011, offshore minerals are governed by a common national legislative regime that in Western Australia is given force by the Offshore Minerals Act 2003.

Note: Western Australia, which is geographically the largest state with by far the largest mining industry, contributes an estimated 58 percent of Australia's Mineral and Energy Exports and 28 percent to its Gross State Product (1Western Australia Department of Mines and Petroleum, 'Quick Facts' <http://www.dmp.wa.gov.au/7846.aspx>)

References:

Mining Act 1978 (WA), Section 9,
http://www.austlii.edu.au/au/legis/wa/consol_act/ma197881/

Offshore Minerals Act 2003 (WA)
http://www.austlii.edu.au/au/legis/wa/consol_act/oma2003188/

Accessing Mining Act 1978 and Offshore Minerals Act 2003
<http://www.dmp.wa.gov.au/1736.aspx>

1.1.002: Who has authority to grant hydrocarbon and mineral rights or licenses?

Score: A B C D E

Comments:

The relevant legislation, the Mining Act (1978), Section 10, states that the Act shall be administered by the Minister. In practice, it is the Department of Mines and Petroleum that administers the licensing process.

References:

Mineral Title Approval Process,
<http://www.dmp.wa.gov.au/507.aspx>

Mining Act 1978 (WA), Section 10,
http://www.austlii.edu.au/au/legis/wa/consol_act/ma197881/

1.1.003: What licensing practices does the government commonly follow?

Score: A B C D E

Comments:

The practice is 'first-come-first-served', though multiple applications received overnight are resolved by a ballot.

References:

Exploration and Mining Legislation - Onshore

http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf, p.6.

Jonathan Barrett, 'Twiggy's Land Grab', Australian Financial Review, 17 March 2012,

http://afr.com/p/national/twiggy_land_grab_yoPM5nGkewXEizoswt1GCP

1.1.004: What is the fiscal system for mineral resources?

Score: A B C D E

References:

Australian Government Department of Resources, Energy and Tourism, 'Mineral Taxation',

http://www.ret.gov.au/resources/Documents/enhancing/minerals-and-petroleum-exploration/AUSMinerals_InvestFactsheet18.pdf

1.1.005: What agency has authority to regulate the hydrocarbon and mineral sector?

Score: A B C D E

References:

Government of Western Australia, Department of Mines and Petroleum,

<http://www.dmp.wa.gov.au/8494.aspx>

Peer Review Comments:

A more federal reference might be: http://www.ret.gov.au/resources/Documents/enhancing/minerals-and-petroleum-exploration/AUSMinerals_InvestFactsheet05.pdf

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Disclosure

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Indicator		Score	
1.2.006	Information on licensing process	100	
1.2	Contract transparency	100	
1.2.008	Environmental and social impact assessments	100	
1.2	Access to information and legislation	100	

1.2.006 Information on licensing process

1.2.006.a: What information does the government publish on the licensing process before negotiations?

Score: A B C D E

Comments:

Information is required to be published in a statewide newspaper, and copies of proposals and statements are made available for public inspection and copying.

References:

Mining Act 1978 (WA), Part IV,
http://www.austlii.edu.au/au/legis/wa/consol_act/ma197881/

Exploration and Mining Legislation – Onshore,
http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

Environmental Defender's Office of Western Australia, 'Mining Law', p.3.,
http://www.edowa.org.au/files/factsheets/me_mining.pdf

1.2.006.b: What information does the government publish on the licensing process after negotiations?

Score: A B C D E

Comments:

Information is required to be published in a statewide newspaper, and copies of proposals and statements are made available for public inspection and copying.

References:

Exploration and Mining Legislation – Onshore,
http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

Environmental Defender's Office of Western Australia, Mining Law, p.3,
http://www.edowa.org.au/files/factsheets/me_mining.pdf

1.2 Contract transparency

1.2.007: Are all contracts, agreements or negotiated terms for exploration and production, regardless of the way they are granted, disclosed to the public?

Score: A B C D E

References:

Western Australia Department of Mines and Petroleum, Public Availability of Mining Proposals
<http://www.dmp.wa.gov.au/14144.aspx>

A listing of the names of State Agreement Acts can be found at Western Australia Department of State Development, State Agreements
<http://www.dsd.wa.gov.au/6641.aspx>

State Agreement Acts include a copy of the applicable State Agreement as an appendix and the State Agreement Acts can be found at the Western Australia State Law Publisher
<http://www.slp.wa.gov.au/legislation/statutes.nsf/searchas.htmlx>

1.2.008 Environmental and social impact assessments

1.2.008.a: Does legislation require that mining, gas and oil development projects prepare an environmental impact assessment prior to the award of any mineral rights or project implementation?

Score: A B C

Comments:

Environmental impact assessments are mandated by regulation rather than legislation.

A proposal must include an EIA. A further EIA conducted by the Environmental Protection Agency (EPA) may also be required, depending on environmental sensitivity of the area where the mine is proposed.

References:

Environmental Defender's Office of Western Australia, Mining Law, pp.4-5,
http://www.edowa.org.au/files/factsheets/me_mining.pdf

Peer Review Comments:

A more national reference might be http://www.ret.gov.au/resources/Documents/enhancing/minerals-and-petroleum-exploration/AUSMinerals_InvestFactsheet12.pdf

1.2.008.b: Are environmental impact assessments for oil, gas and mining projects published by the authority in charge of regulating the sector and is there a consultation process?

Score: A B C D E

Comments:

Public consultations are mandated where "the proposal is of State wide significance, where substantial

assessment is required to determine whether/how the environmental impacts can be managed, where there are several significant (including some complex or strategic) environmental issues, or where the level of public interest warrants a public review."

References:

Environmental Defender's Office of Western Australia, Mining Law, p.5,
http://www.edowa.org.au/files/factsheets/me_mining.pdf

Peer Review Comments:

A more national reference might be http://www.ret.gov.au/resources/Documents/enhancing/minerals-and-petroleum-exploration/AUSMinerals_InvestFactsheet12.pdf

1.2.008.c: Does legislation require that mining, gas and oil development projects prepare a social impact assessment?

Score: A B C

Comments:

SIA's are integrated within Environmental Impact Statements as part of the process of approving mining projects.

References:

International Mining for Development Centre, 'Mining for Development: Guide to Australian Practice', p.9,
http://im4dc.org/wp-content/uploads/2012/01/UWA_1698_Paper-02_Social-impact-assessment-of-resource-projects1.pdf

1.2.008.d: Are social impact assessments for oil, gas and mining projects published and is there a consultation process?

Score: A B C D E

Comments:

SIA's are integrated within Environmental Impact Statements as part of the process of approving mining projects.

Public consultations are mandated where "the proposal is of State wide significance, where substantial assessment is required to determine whether/how the environmental impacts can be managed, where there are several significant (including some complex or strategic) environmental issues, or where the level of public interest warrants a public review."

References:

International Mining for Development Centre, 'Mining for Development: Guide to Australian Practice', p.9,
http://im4dc.org/wp-content/uploads/2012/01/UWA_1698_Paper-02_Social-impact-assessment-of-resource-projects1.pdf

Environmental Defender's Office of Western Australia, Mining Law, p.5,
http://www.edowa.org.au/files/factsheets/me_mining.pdf

1.2 Access to information and legislation

1.2.009: Does the government publish detailed mineral/hydrocarbon resource legislation?

Score: A B C D E

References:

Mining Act 1978 (WA)

http://www.austlii.edu.au/au/legis/wa/consol_act/ma197881/

Peer Review Comments:

A more national reference might be: <http://www.ret.gov.au/resources/Documents/enhancing/minerals-and-petroleum-exploration/no-8-Legislation-Onshore.pdf>

1.2.010: This country has adopted a rule or legislation that provides for disclosure of information in the oil, gas and mineral sectors.

Score: A B C D E

References:

Freedom of Information Act 1992,

http://www.austlii.edu.au/au/legis/wa/consol_act/foia1992222/

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Legal Framework and Practices

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Indicator	Score
1.3 Legal Framework and Practices	72 

1.3 Legal Framework and Practices

1.3.011: The authority in charge of awarding licenses or contracts for mineral or hydrocarbon production is independent of the state owned company (SOC) or other operating companies.

Score: A B C

Comments:

The main guiding legislation, the Mining Act (1978) refers to the "department of the Public Service of the State principally assisting the Minister in the administration of this Act", which is currently the Department of Mines and Petroleum.

References:

Western Australian Department of Mines and Petroleum,
<http://www.dmp.wa.gov.au/>

The Department of Mines and Petroleum is the current name of the former Department of Industry and Resources.

Mining Act (1978) - Notes,
http://www.austlii.edu.au/au/legis/wa/consol_act/ma197881/notes.html

Peer Review Comments:

A more national reference might be: <http://www.ret.gov.au/resources/Documents/enhancing/minerals-and-petroleum-exploration/no-8-Legislation-Onshore.pdf>

1.3.012: Is the licensing process intended to be open and competitive to all qualified companies?

Score: A B C D E

Comments:

Licensing is on a 'first-come first-served' and 'use it or lose it' basis which, at least in theory, is open and competitive. However, reports indicate that the process is manipulated by companies that seek to stall the approval process.

References:

Exploration and Mining Legislation - Onshore
http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf, p.6.

Jonathan Barrett, 'Twiggy's Land Grab', Australian Financial Review, 17 March 2012,
http://afr.com/p/national/twiggy_land_grab_yoPM5nGkewXEizoswt1GCP

Peer Review Comments:

I agree entirely with the author's view that the "first-come first served" system is in practice problematic. It doesn't really allow for competition - once an exploration licence has been granted, it is difficult for a different company to win mining rights regardless of how much better their proposal might be for the public interest, in terms of revenues paid or environmental/social practices.

1.3.013: Does the licensing process or legislation impose limits to discretionary powers of the authority in charge of awarding licenses or contracts?

Score: A B C D E

Comments:

'Agreement Acts' or 'State Agreements' are particular agreements between a mining developer and the State. They allow for departures from the specific terms of the Mining Act (1978), but are nonetheless subject to other legislation and the approval of the legislature.

State agreements are legislated by the parliament and are available online through the Australasian Legal Information Institute.

References:

Exploration and Mining Legislation – Onshore, p.6,
http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

Western Australia Department of State Development, 'State Agreements',
<http://www.dsd.wa.gov.au/6641.aspx>

Australasian Legal Information Institute, Western Australia Consolidated Acts
http://www.austlii.edu.au/au/legis/wa/consol_act/

1.3.014: Does the legislative branch have any oversight role regarding contracts and licenses in the oil, gas and mining sector?

Score: A B C D E

Comments:

Information regarding exploration and mining licences is publicly available but there is no general role for the legislature in their approval. In the case of Agreement Acts, the legislature must vote on the Act. However, the strong party discipline that characterises Australian politics makes it highly unlikely that any Act will be voted down in the legislature.

References:

Environmental Defender's Office of Western Australia, 'Mining Law', p.3.,
http://www.edowa.org.au/files/factsheets/me_mining.pdf

Exploration and Mining Legislation – Onshore, p.6,
http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

1.3.015: Is there a due process to appeal licensing decisions?

Score: A B C

Comments:

The granting of mineral licences may be objected to on environmental or public interest grounds.

References:

Australian Government Department of Resources, Energy and Tourism, 'Legislation Onshore', p.2., <http://www.ret.gov.au/resources/Documents/enhancing/minerals-and-petroleum-exploration/no-8-Legislation-Onshore.pdf>

Environmental Defender's Office of Western Australia, 'Mining Law', http://www.edowa.org.au/files/factsheets/me_mining.pdf

1.3.016: Is there a legal or regulatory requirement to disclose all beneficial ownership in oil, gas and mining companies or projects?

Score: A (B) C

Comments:

The relevant legislation the Mining Act (1978) makes no reference to beneficial ownership.

The 2006 evaluation of Australia by the Financial Action Task Force notes that no requirement exists to disclose beneficial ownership in Australia.

References:

Mining Act 1978 (WA)
http://www.austlii.edu.au/au/legis/wa/consol_act/ma197881/

Financial Acting Task Force, 'Third Mutual Evaluation Report on Anti-Money Laundering and Combating the Financing of Terrorism', p.11.,
<http://www.fatf-gafi.org/dataoecd/60/33/35528955.pdf>

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Context

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Indicator	Score
2.1 Context	67 

2.1 Context

2.1.017: Does the government receive in-kind payments instead of financial payments from resource companies?

Score: A B C

Comments:

In-kind contributions such as road maintenance and contribution of employee time is sometimes provided on a voluntary basis but is not used to discharge financial obligations.

References:

Western Australian Regional Development Council (2010), Extractive Industry and Sustainable Regional Development, p.8,
<http://www.pdc.wa.gov.au/media/70605/extractive%20industries%20final%20report.pdf>

2.1.018: If the government or state owned companies sell physical commodities (oil, gas or minerals) from in-kind payments or own production, is there information about how these commodities are marketed?

Score: A B C D E

Comments:

There are no state-owned companies (usually referred to as Government Business Enterprises in Australia) operating in the mining industry.

References:

Australian Government Department of Finance and Deregulation, Government Business Enterprises (GBEs), <http://www.finance.gov.au/property/gbe/>

Peer Review Comments:

As the author says, there are no Australian federal government business enterprises which operate in the mining sector. State governments, however, do have interests in companies in the mining sector. As the vast majority of actual mining companies are privately owned, I think the score should probably stand, but it is worth noting some examples of state owned company participation in very different ends of the minerals sector:

The Cobbora Mine in NSW, for example is wholly owned by the NSW government and sells thermal coal to domestic power stations at subsidised rates. Questions have been raised about the transparency of these transactions. See <http://www.cobbora.com.au/About-Us/About-Us.aspx> and

<http://www.climatespectator.com.au/commentary/nsws-great-big-coal-subsidy-scandal>

The Western Australian Gold Corporation, the largest gold refiner in Australia, associated with the Perth Mint.

[http://www.parliament.wa.gov.au/publications/tailedpapers.nsf/displaypaper/3814006a8f4e4e1b082145944825791900166a67/\\$file/4006.pdf](http://www.parliament.wa.gov.au/publications/tailedpapers.nsf/displaypaper/3814006a8f4e4e1b082145944825791900166a67/$file/4006.pdf)

Brown Coal Innovation Australia, heavily supported by the Victorian Government.

<http://www.bcinnovation.com.au/Membership>

2.1.019: What authority actually collects payments from resource companies?

Score: A B C D E

Comments:

Royalties are collected by the authorised government department. In Western Australia this is the Department of Mines and Petroleum. Taxes are collected as for any company or individual by the Federal Agency the Australian Taxation Office.

References:











Government of Western Australia Department of Mines and Petroleum, Mineral Royalties,
<http://www.dmp.wa.gov.au/4407.aspx>

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Disclosure

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Indicator		Score
2.2A.020	Does the Ministry of Finance publish periodical information on revenue generation?	0 
2.2A.020.j	Does the Ministry of Finance publish information on disaggregated revenue streams?	0 
2.2A	Quality of reports	67 
2.2B.020	Does the Ministry of the extractive sector publish information on revenue generation?	78 
2.2B.020.j	Does the Ministry of the extractive sector publish information on disaggregated revenue streams?	100 
2.2B	Quality of reports	50 
2.2C.020	Does a Regulatory Agency publish information on revenue generation?	N/A
2.2C.020.j	Does a Regulatory Agency publish information on disaggregated revenue streams?	N/A
2.2C	Quality of reports	N/A
2.2D.020	Does the Central Bank publish information on revenue generation?	N/A
2.2D.020.j	Does the Central Bank publish information on disaggregated revenue streams?	N/A
2.2D	Quality of reports	N/A
2.2E.020	Does any other government agency or entity publish information on revenue generation?	56 
2.2E.020.j	Does any other government agency or entity publish information on disaggregated revenue streams?	100 
2.2E	Quality of reports	67 
2.2	Public sector balance	100 

2.2A.020 Does the Ministry of Finance publish periodical information on revenue generation?

2.2A.020.a: Reserves

Score: A B C **(D)** E

Comments:

In 2011, royalties comprise approximately 19% of Western Australian state government revenue.

Calculated from the \$4,025,481 paid by DMP into the Consolidated Account (from DMP annual report, p.112) out of a total revenue of \$21,479,341 (Department of Finance Annual Report, p.75) Note that these figures include royalties from gas, petroleum and minerals.

For Australia as a whole, the mining sector comprised 7.7% of GDP in 2007-8, the latest year for which figures are available (Australia Bureau of Statistics, 'Mining Industry',)

References:

Western Australia Department of Treasury and Finance, Annual Report 2010-2011,
http://www.finance.wa.gov.au/cms/uploadedFiles/_Home/Publications/DTFAR2011.pdf

Peer Review Comments:

The Western Australian Department of Mines and Petroleum and Geoscience Australia maintain data on size of reserves.

<http://minedext.dmp.wa.gov.au/minedex/external/common/appMain.jsp>
https://www.ga.gov.au/image_cache/GA20563.pdf

2.2A.020.b: Production volumes

Score: A B C **(D)** E

References:

Western Australia Department of Treasury and Finance, Annual Report 2010-2011,
http://www.finance.wa.gov.au/cms/uploadedFiles/_Home/Publications/DTFAR2011.pdf

Peer Review Comments:

All Australian finance departments, treasuries, etc publish annual reports, budgets, etc, as the author's reference shows.

In relation to mining in WA, the department of Mines and Petroleum publishes annual reports on revenue from mining.

<http://www.dmp.wa.gov.au/1521.aspx>

2.2A.020.c: Information on prices

Score: A B C **(D)** E

References:

Western Australia Department of Treasury and Finance, Annual Report 2010-2011,
http://www.finance.wa.gov.au/cms/uploadedFiles/_Home/Publications/DTFAR2011.pdf

Peer Review Comments:

The Department of Mines and Petroleum publish data on prices.

<http://www.dmp.wa.gov.au/1521.aspx>

At a national level, the Bureau of Resources and Energy Economics also publishes information on prices:
<http://www.bree.gov.au/documents/publications/resources/RES-Dec-Qtr-2011.pdf>

2.2A.020.d: Value of resource exports

Score: A B C **(D)** E

References:

Western Australia Department of Treasury and Finance, Annual Report 2010-2011,
http://www.finance.wa.gov.au/cms/uploadedFiles/_Home/Publications/DTFAR2011.pdf

Peer Review Comments:

The Department of Mines and Petroleum publism data on the value of exports.

<http://www.dmp.wa.gov.au/1521.aspx>

At a national level, the Bureau of Resources and Energy Economics publishes statistics on value of exports and DFAT publishes trade data at a state level:

<http://www.bree.gov.au/documents/publications/resources/RES-Dec-Qtr-2011.pdf>

<http://www.dfat.gov.au/publications/stats-pubs/australia-trade-by-state-and-territory-2010-11.pdf>

2.2A.020.e: Estimates of investment in exploration and development

Score: A B C **(D)** E

References:

Western Australia Department of Treasury and Finance, Annual Report 2010-2011,
http://www.finance.wa.gov.au/cms/uploadedFiles/_Home/Publications/DTFAR2011.pdf

Peer Review Comments:

Western Australia Department of Mines and Petroleum, Statistics Digest 2010-11, p.2-5 have information on exploration expenditure.

<http://www.dmp.wa.gov.au/documents/StatsDigest1011.pdf>

The Australian Bureau of Statistics also publishes this information in its series "8412.0 - Mineral and Petroleum Exploration, Australia".

<http://www.abs.gov.au/ausstats/abs@.nsf/mf/8412.0>

The Minerals and Energy Research Institute of Western Australia is "a statutory body established by the Western Australian Government Minerals and Energy Research Act 1987, to encourage development of the minerals and energy industries within this State". The Institute had funding of AU \$2.4 million 2009/10 with 86 percent of funding coming from industry.

<http://www.dmp.wa.gov.au/meriwa/whatis/2010%20annrep.PDF>

The Australian Bureau of Statistics publishes information about R&D/development expenditure in Australia (8104.0 - Research and Experimental Development, Businesses, Australia, 2009-10). This series looks at levels of R&D in different industries, including mining.

<http://www.abs.gov.au/ausstats/abs@.nsf/mf/8104.0>

2.2A.020.f: Production costs

Score: A B C **(D)** E

References:

Western Australia Department of Treasury and Finance, Annual Report 2010-2011,
http://www.finance.wa.gov.au/cms/uploadedFiles/_Home/Publications/DTFAR2011.pdf

Peer Review Comments:

This would be available in annual financial statements for mining companies. These would be available where the company is publicly listed. The WA Ministry of Finance does not keep records of this information.

2.2A.020.g: Names of companies operating in country

Score: A B C **(D)** E

References:

Western Australia Department of Treasury and Finance, Annual Report 2010-2011,
http://www.finance.wa.gov.au/cms/uploadedFiles/_Home/Publications/DTFAR2011.pdf

Peer Review Comments:

The Department of Mines and Petroleum publish a list of "Principal Producers" on their Resources Data Files page:

<http://www.dmp.wa.gov.au/1521.aspx>

This information is also available via MINEDEX:

<http://minedext.dmp.wa.gov.au/minedex/external/common/appMain.jsp>

2.2A.020.h: Production data by company and/or block

Score: A B C **(D)** E

References:

Western Australia Department of Treasury and Finance, Annual Report 2010-2011,
http://www.finance.wa.gov.au/cms/uploadedFiles/_Home/Publications/DTFAR2011.pdf

Peer Review Comments:

This information is to some extent available via MINEDEX:

<http://minedext.dmp.wa.gov.au/minedex/external/common/appMain.jsp>

Public companies would also publish this information in their annual reports.

2.2A.020.i: Cost of subsidies or social investments paid by mineral revenue

Score: A B C **(D)** E

References:

Western Australia Department of Treasury and Finance, Annual Report 2010-2011,
http://www.finance.wa.gov.au/cms/uploadedFiles/_Home/Publications/DTFAR2011.pdf

Peer Review Comments:

State and Federal government in Australia are responsible for administering any subsidies to the industry. There is no easy way to estimate these.

For social investments by mining companies, these may be reported in annual reports.

2.2A.020.j Does the Ministry of Finance publish information on disaggregated revenue streams?

2.2A.020.j1: Production streams value

Score: A B C **(D)** E

References:

Western Australia Department of Treasury and Finance, Annual Report 2010-2011,
http://www.finance.wa.gov.au/cms/uploadedFiles/_Home/Publications/DTFAR2011.pdf

Peer Review Comments:

Information on production value is published by the Western Australian Department of Mines and Petroleum.

2.2A.020.j2: Government s share in PSC

Score: A B C D E

References:

Western Australia Department of Treasury and Finance, Annual Report 2010-2011,
http://www.finance.wa.gov.au/cms/uploadedFiles/_Home/Publications/DTFAR2011.pdf

Peer Review Comments:

The Western Australian government does not have any PSCs in place.

2.2A.020.j3: Royalties

Score: A B C D E

References:

Western Australia Department of Treasury and Finance, Annual Report 2010-2011,
http://www.finance.wa.gov.au/cms/uploadedFiles/_Home/Publications/DTFAR2011.pdf

Peer Review Comments:

Information on royalties is published by the Western Australian Department of Mines and Petroleum.

2.2A.020.j4: Special taxes (e.g. withholding taxes, excise taxes, excess earning taxes, charged on extractive companies)

Score: A B C D E

References:

Western Australia Department of Treasury and Finance, Annual Report 2010-2011,
http://www.finance.wa.gov.au/cms/uploadedFiles/_Home/Publications/DTFAR2011.pdf

Peer Review Comments:

Special taxes are not currently levied on mining and petroleum projects in Western Australia. As of 1 July 2012, the Mineral Resources Rent Tax (MRRT) will apply to certain iron ore and coal projects.

<http://www.ato.gov.au/businesses/content.aspx?doc=/content/preview/00319931.htm>

2.2A.020.j5: Dividends

Score: A B C D E

References:

Western Australia Department of Treasury and Finance, Annual Report 2010-2011,
http://www.finance.wa.gov.au/cms/uploadedFiles/_Home/Publications/DTFAR2011.pdf

Peer Review Comments:

The Ministry of Finance does not own shares in mining companies operating in Western Australia.

2.2A.020.j6: Bonuses

Score: A B C D E

References:

Western Australia Department of Treasury and Finance, Annual Report 2010-2011,
http://www.finance.wa.gov.au/cms/uploadedFiles/_Home/Publications/DTFAR2011.pdf

Peer Review Comments:

If publicly listed, companies publish information on bonuses in their annual reports.

2.2A.020.j7: License fees

Score: A B C D E

References:

Western Australia Department of Treasury and Finance, Annual Report 2010-2011,
http://www.finance.wa.gov.au/cms/uploadedFiles/_Home/Publications/DTFAR2011.pdf

Peer Review Comments:

The Ministry of Finance is not responsible for any license fees. License fees accrue to the Department of Mining and Petroleum and the department's annual report lists details of this.

http://www.dmp.wa.gov.au/documents/111275_DMP_Annual_Report_2011.pdf

2.2A.020.j8: Acreage fees

Score: A B C D E

References:

Western Australia Department of Treasury and Finance, Annual Report 2010-2011,
http://www.finance.wa.gov.au/cms/uploadedFiles/_Home/Publications/DTFAR2011.pdf

Peer Review Comments:

Acreage or lease income is published by the Department of Mining and Petroleum, not the Ministry of Finance.

http://www.dmp.wa.gov.au/documents/111275_DMP_Annual_Report_2011.pdf

2.2A.020.j9: Other (Explain in 'comments' box.)

Score: A B C D E

References:

Western Australia Department of Treasury and Finance, Annual Report 2010-2011,
http://www.finance.wa.gov.au/cms/uploadedFiles/_Home/Publications/DTFAR2011.pdf

Peer Review Comments:

Not applicable since no other relevant information is published by the Ministry of Finance on disaggregated revenue streams.

2.2A Quality of reports

2.2A.021: Are periodical reports containing information on revenue generation published by the Ministry of Finance understandable?

Score: A B C D E

Comments:

The Ministry of Finance does not publish information about revenue generation from the resource sector.

References:

Western Australia Department of Treasury and Finance, Annual Report 2010-2011,
http://www.finance.wa.gov.au/cms/uploadedFiles/_Home/Publications/DTFAR2011.pdf

2.2A.022: How often are the periodical reports containing information on revenue generation published by the Ministry of Finance?

Score: A B C D E

Comments:

The Ministry of Finance does not publish information about revenue generation from the resource sector.

References:

Western Australia Department of Treasury and Finance, Annual Report 2010-2011,
http://www.finance.wa.gov.au/cms/uploadedFiles/_Home/Publications/DTFAR2011.pdf

2.2B.020 Does the Ministry of the extractive sector publish information on revenue generation?

2.2B.020.a: Reserves

Score: A B C D E

Comments:

MINEDEX is an online searchable database of production data maintained by the Department of Mines and Petroleum.

References:

Western Australia Department of Mines and Petroleum, MINIDEX on the Web,
<http://minedext.dmp.wa.gov.au/minedex/external/common/appMain.jsp>

2.2B.020.b: Production volumes

Score: A B C D E

Comments:

MINEDEX is an online searchable database of production data maintained by the Department of Mines and Petroleum.

References:

Western Australia Department of Mines and Petroleum, MINIDEX on the Web,
<http://minedext.dmp.wa.gov.au/minedex/external/common/appMain.jsp>

Western Australia Department of Mines and Petroleum, Resources Data Files,
<http://www.dmp.wa.gov.au/1521.aspx>

Western Australia Department of Mines and Petroleum, Statistics Digest 2010-11,
<http://www.dmp.wa.gov.au/documents/StatsDigest1011.pdf>

2.2B.020.c: Information on prices

Score: A B C D E

References:

Western Australia Department of Mines and Petroleum, Exchange Rates and Commodity Prices.
<http://www.dmp.wa.gov.au/documents/commodityprices1011.xlsx>

Peer Review Comments:

Commodity price statistics files are available via the Resource Data Files page of the DMP website:
<http://www.dmp.wa.gov.au/1521.aspx>

2.2B.020.d: Value of resource exports

Score: A B C D E

References:

Western Australia Department of Mines and Petroleum, Resources Data Files,
<http://www.dmp.wa.gov.au/1521.aspx>

2.2B.020.e: Estimates of investment in exploration and development

Score: A B C D E

Comments:

The Department of Mines and Petroleum statistics digest contains a very summary graph of mining investment sources from the Australian Bureau of Statistics.

References:

Western Australia Department of Mines and Petroleum, Statistics Digest 2010-11, p.52,
<http://www.dmp.wa.gov.au/documents/StatsDigest1011.pdf>

Peer Review Comments:

Western Australia Department of Mines and Petroleum, Statistics Digest 2010-11, p.2-5 have information on exploration expenditure in particular.
<http://www.dmp.wa.gov.au/documents/StatsDigest1011.pdf>

The Australian Bureau of Statistics also publishes this information in its series "8412.0 - Mineral and Petroleum Exploration, Australia".
<http://www.abs.gov.au/ausstats/abs@.nsf/mf/8412.0>

2.2B.020.f: Production costs

Score: A B C D E

Comments:

Production costs are not included among the statistical information provided by the Department of Mines and Petroleum.

References:

Western Australia Department of Mines and Petroleum, Resources Data Files, <http://www.dmp.wa.gov.au/1521.aspx>

Western Australia Department of Mines and Petroleum, Statistics Digest 2010-11, <http://www.dmp.wa.gov.au/documents/StatsDigest1011.pdf>

2.2B.020.g: Names of companies operating in country

Score: A B C D E

References:

Western Australia Department of Mines and Petroleum, MINIDEX on the Web, <http://minidext.dmp.wa.gov.au/minidex/external/common/appMain.jsp>

Western Australia Department of Mines and Petroleum, Principal Producers, <http://www.dmp.wa.gov.au/documents/principalproducers1011.docx>

2.2B.020.h: Production data by company and/or block

Score: A B C D E

References:

Western Australia Department of Mines and Petroleum, MINIDEX on the Web, <http://minidext.dmp.wa.gov.au/minidex/external/common/appMain.jsp>

2.2B.020.i: Cost of subsidies or social investments paid by mineral revenue

Score: A B C D E

Comments:

Social investment is only made on a voluntary basis and is not recorded in official statistics.

References:

Western Australia Department of Mines and Petroleum, Resources Data Files, <http://www.dmp.wa.gov.au/1521.aspx>

Western Australia Department of Mines and Petroleum, Statistics Digest 2010-11, <http://www.dmp.wa.gov.au/documents/StatsDigest1011.pdf>

2.2B.020.j Does the Ministry of the extractive sector publish information on disaggregated revenue streams?

2.2B.020.j1: Production streams value

Score: A B C D E

Comments:

Production values are disaggregated by commodity and by local government region.

References:

Western Australia Department of Mines and Petroleum, Regional and Local Government Area Resources Data 2010-11
<http://www.dmp.wa.gov.au/documents/lga1011.xlsx>

Western Australia Department of Mines and Petroleum, Regional and Local Government Area Resources Data 2009-10,
<http://www.dmp.wa.gov.au/documents/lga2010.xls>

2.2B.020.j2: Government s share in PSC

Score: A B C D **E**

Comments:

Production-sharing contracts are not used in Australia.

References:

Western Australia Department of Mines and Petroleum, Annual Report 2010-11,
http://www.dmp.wa.gov.au/documents/111275_DMP_Annual_Report_2011.pdf

Peer Review Comments:

The only example of a Production Sharing Contract (PSC) in Australia is via Australia's involvement with the Joint Petroleum Development Area (JPDA) in conjunction with the government of Timor-Leste.

<http://www.ret.gov.au/resources/enhancing/taxation/pages/resourcetaxation.aspx>
http://www.ret.gov.au/resources/upstream_petroleum/jpdaandgreatersunrise/Pages/default.aspx

2.2B.020.j3: Royalties

Score: **A** B C D E

References:

Western Australia Department of Mines and Petroleum, Royalty Receipts,
<http://www.dmp.wa.gov.au/documents/royalties1011.xlsx>

Peer Review Comments:

Royalty values are published detailing income from various commodities:
<http://www.dmp.wa.gov.au/1521.aspx#1587>

2.2B.020.j4: Special taxes (e.g. withholding taxes, excise taxes, excess earning taxes, charged on extractive companies)

Score: A B C D **E**

Comments:

Special taxes are not currently levied on mining operations, though they are on petroleum projects. A new Mineral Resources Rent Tax will be imposed from July 2012 on "super profits" in the mining industry.

References:

Western Australia Department of Mines and Petroleum, Annual Report 2010-11,
http://www.dmp.wa.gov.au/documents/111275_DMP_Annual_Report_2011.pdf

2.2B.020.j5: Dividends**Score:** A B C D E**Comments:**

The Western Australian government is not a shareholder in mining operations so does not receive dividends.

References:

Western Australia Department of Mines and Petroleum, Annual Report 2010-11,
http://www.dmp.wa.gov.au/documents/111275_DMP_Annual_Report_2011.pdf

2.2B.020.j6: Bonuses**Score:** A B C D E**Comments:**

Bonuses are not paid in the Western Australian mining industry.

References:

Western Australia Department of Mines and Petroleum, Annual Report 2010-11,
http://www.dmp.wa.gov.au/documents/111275_DMP_Annual_Report_2011.pdf

Peer Review Comments:

If companies are publicly listed, bonuses will be discussed in annual reports.

2.2B.020.j7: License fees**Score:** A B C D E**References:**

Western Australia Department of Mines and Petroleum, Annual Report 2010-11, p.87,
http://www.dmp.wa.gov.au/documents/111275_DMP_Annual_Report_2011.pdf

2.2B.020.j8: Acreage fees**Score:** A B C D E**Comments:**

Acreage fees are not charged in Australia.

References:

Western Australia Department of Mines and Petroleum, Annual Report 2010-11,
http://www.dmp.wa.gov.au/documents/111275_DMP_Annual_Report_2011.pdf

Peer Review Comments:

Lease/rental income derived from tenements in WA is listed in the Department of Mines and Petroleum annual report.

http://www.dmp.wa.gov.au/documents/111275_DMP_Annual_Report_2011.pdf

It is not provided on a project-by-project level.

2.2B.020.j9: Other (Explain in 'comments' box.)

Score: A B C D **E**

Comments:

No other practices are applied to taxing the mining industry in Australia.

References:

Western Australia Department of Mines and Petroleum, Annual Report 2010-11,
http://www.dmp.wa.gov.au/documents/111275_DMP_Annual_Report_2011.pdf

2.2B Quality of reports

2.2B.021: Are periodical reports containing information on revenue generation published by the Ministry of the extractive sector understandable?

Score: A **B** C D E

References:

Western Australia Department of Mines and Petroleum, Statistics Digest 2010-11,
<http://www.dmp.wa.gov.au/documents/StatsDigest1011.pdf>

Western Australia Department of Mines and Petroleum, Resources Data Files,
<http://www.dmp.wa.gov.au/1521.aspx>

Peer Review Comments:

The Resource Data Files are generally as named, just data files. But at a higher level the Department of Mining and Petroleum annual report does include more qualitative discussion and detail.
http://www.dmp.wa.gov.au/documents/111275_DMP_Annual_Report_2011.pdf

Greater efforts to explain information in the Resource Data Files could push this score to an A.

2.2B.022: How often are the periodical reports containing information on revenue generation published by the Ministry of the extractive sector?

Score: A B **C** D E

Comments:

The production data in the MINEDEX database is updated continually. Financial reporting is produced annually.

References:

Western Australia Department of Mines and Petroleum, Resources Data Files,
<http://www.dmp.wa.gov.au/1521.aspx>

Western Australia Department of Mines and Petroleum, MINIDEX on the Web,
<http://minidext.dmp.wa.gov.au/minidex/external/common/appMain.jsp>

2.2C.020 Does a Regulatory Agency publish information on revenue generation?

2.2C.020.a: Reserves**Score:** A B C D E**Comments:**

This kind of information is managed by the extractive sector ministry (the Department of Mines and Petroleum).

References:

Western Australia Department of Mines and Petroleum, Resources Data Files,
<http://www.dmp.wa.gov.au/1521.aspx>

2.2C.020.b: Production volumes**Score:** A B C D E**Comments:**

This kind of information is managed by the extractive sector ministry (the Department of Mines and Petroleum).

References:

Western Australia Department of Mines and Petroleum, Resources Data Files,
<http://www.dmp.wa.gov.au/1521.aspx>

2.2C.020.c: Information on prices**Score:** A B C D E**Comments:**

This kind of information is managed by the extractive sector ministry (the Department of Mines and Petroleum).

References:

Western Australia Department of Mines and Petroleum, Resources Data Files,
<http://www.dmp.wa.gov.au/1521.aspx>

2.2C.020.d: Value of resource exports**Score:** A B C D E**Comments:**

This kind of information is managed by the extractive sector ministry (the Department of Mines and Petroleum).

References:

Western Australia Department of Mines and Petroleum, Resources Data Files,
<http://www.dmp.wa.gov.au/1521.aspx>

2.2C.020.e: Estimates of investment in exploration and development**Score:** A B C D E

Comments:

This kind of information is managed by the extractive sector ministry (the Department of Mines and Petroleum).

References:

Western Australia Department of Mines and Petroleum, Resources Data Files, <http://www.dmp.wa.gov.au/1521.aspx>

2.2C.020.f: Production costs

Score: A B C D E

Comments:

This kind of information is managed by the extractive sector ministry (the Department of Mines and Petroleum).

References:

Western Australia Department of Mines and Petroleum, Resources Data Files, <http://www.dmp.wa.gov.au/1521.aspx>

2.2C.020.g: Names of companies operating in country

Score: A B C D E

Comments:

This kind of information is managed by the extractive sector ministry (the Department of Mines and Petroleum).

References:

Western Australia Department of Mines and Petroleum, Resources Data Files, <http://www.dmp.wa.gov.au/1521.aspx>

2.2C.020.h: Production data by company and/or block

Score: A B C D E

Comments:

This kind of information is managed by the extractive sector ministry (the Department of Mines and Petroleum).

References:

Western Australia Department of Mines and Petroleum, Resources Data Files, <http://www.dmp.wa.gov.au/1521.aspx>

2.2C.020.i: Cost of subsidies or social investments paid by mineral revenue

Score: A B C D E

Comments:

This kind of information is managed by the extractive sector ministry (the Department of Mines and Petroleum).

References:

Western Australia Department of Mines and Petroleum, Resources Data Files,
<http://www.dmp.wa.gov.au/1521.aspx>

2.2C.020.j Does a Regulatory Agency publish information on disaggregated revenue streams?

2.2C.020.j1: Production streams value

Score: A B C D E

Comments:

This kind of information is managed by the extractive sector ministry (the Department of Mines and Petroleum).

References:

Western Australia Department of Mines and Petroleum, Resources Data Files,
<http://www.dmp.wa.gov.au/1521.aspx>

2.2C.020.j2: Government s share in PSC

Score: A B C D E

Comments:

This kind of information is managed by the extractive sector ministry (the Department of Mines and Petroleum).

References:

Western Australia Department of Mines and Petroleum, Resources Data Files,
<http://www.dmp.wa.gov.au/1521.aspx>

2.2C.020.j3: Royalties

Score: A B C D E

Comments:

This kind of information is managed by the extractive sector ministry (the Department of Mines and Petroleum).

References:

Western Australia Department of Mines and Petroleum, Resources Data Files,
<http://www.dmp.wa.gov.au/1521.aspx>

2.2C.020.j4: Special taxes (e.g. withholding taxes, excise taxes, excess earning taxes, charged on extractive companies)

Score: A B C D E

Comments:

This kind of information is managed by the extractive sector ministry (the Department of Mines and Petroleum).

References:

Western Australia Department of Mines and Petroleum, Resources Data Files,
<http://www.dmp.wa.gov.au/1521.aspx>

2.2C.020.j5: Dividends

Score: A B C D E

Comments:

This kind of information is managed by the extractive sector ministry (the Department of Mines and Petroleum).

References:

Western Australia Department of Mines and Petroleum, Resources Data Files,
<http://www.dmp.wa.gov.au/1521.aspx>

2.2C.020.j6: Bonuses

Score: A B C D E

Comments:

This kind of information is managed by the extractive sector ministry (the Department of Mines and Petroleum).

References:

Western Australia Department of Mines and Petroleum, Resources Data Files,
<http://www.dmp.wa.gov.au/1521.aspx>

2.2C.020.j7: License fees

Score: A B C D E

Comments:

This kind of information is managed by the extractive sector ministry (the Department of Mines and Petroleum).

References:

Western Australia Department of Mines and Petroleum, Resources Data Files,
<http://www.dmp.wa.gov.au/1521.aspx>

2.2C.020.j8: Acreage fees

Score: A B C D E

Comments:

This kind of information is managed by the extractive sector ministry (the Department of Mines and Petroleum).

References:

Western Australia Department of Mines and Petroleum, Resources Data Files,
<http://www.dmp.wa.gov.au/1521.aspx>

2.2C.020.j9: Other (Explain in 'comments' box.)**Score:** A B C D E**Comments:**

This kind of information is managed by the extractive sector ministry (the Department of Mines and Petroleum).

References:

Western Australia Department of Mines and Petroleum, Resources Data Files,
<http://www.dmp.wa.gov.au/1521.aspx>

2.2C Quality of reports

2.2C.021: Are periodical reports containing information on revenue generation published by the Regulatory Agency understandable?**Score:** A B C D E**Comments:**

This kind of information is managed by the extractive sector ministry (the Department of Mines and Petroleum).

References:

Western Australia Department of Mines and Petroleum, Resources Data Files,
<http://www.dmp.wa.gov.au/1521.aspx>

2.2C.022: How often are the periodical reports containing information on revenue generation published by the Regulatory Agency?**Score:** A B C D E**Comments:**

This kind of information is managed by the extractive sector ministry (the Department of Mines and Petroleum).

References:

Western Australia Department of Mines and Petroleum, Resources Data Files,
<http://www.dmp.wa.gov.au/1521.aspx>

2.2D.020 Does the Central Bank publish information on revenue generation?

2.2D.020.a: Reserves**Score:** A B C D E**Comments:**

As information on revenue generation is a state (as opposed to federal) responsibility and published by the Western Australian Department of Mines and Petroleum, it is not the responsibility of the Central Bank.

References:

Reserve Bank of Australia, Annual Report 2011

<http://www.rba.gov.au/publications/annual-reports/rba/2011/pdf/2011-report.pdf>

2.2D.020.b: Production volumesScore: A B C D E**References:**

Reserve Bank of Australia, Annual Report 2011

<http://www.rba.gov.au/publications/annual-reports/rba/2011/pdf/2011-report.pdf>

2.2D.020.c: Information on pricesScore: A B C D E**References:**

Reserve Bank of Australia, Annual Report 2011

<http://www.rba.gov.au/publications/annual-reports/rba/2011/pdf/2011-report.pdf>

2.2D.020.d: Value of resource exportsScore: A B C D E**References:**

Reserve Bank of Australia, Annual Report 2011

<http://www.rba.gov.au/publications/annual-reports/rba/2011/pdf/2011-report.pdf>

2.2D.020.e: Estimates of investment in exploration and developmentScore: A B C D E**References:**

Reserve Bank of Australia, Annual Report 2011

<http://www.rba.gov.au/publications/annual-reports/rba/2011/pdf/2011-report.pdf>

2.2D.020.f: Production costsScore: A B C D E**References:**

Reserve Bank of Australia, Annual Report 2011

<http://www.rba.gov.au/publications/annual-reports/rba/2011/pdf/2011-report.pdf>

2.2D.020.g: Names of companies operating in countryScore: A B C D E**References:**

Reserve Bank of Australia, Annual Report 2011
<http://www.rba.gov.au/publications/annual-reports/rba/2011/pdf/2011-report.pdf>

2.2D.020.h: Production data by company and/or block

Score: A B C D E

References:

Reserve Bank of Australia, Annual Report 2011
<http://www.rba.gov.au/publications/annual-reports/rba/2011/pdf/2011-report.pdf>

2.2D.020.i: Cost of subsidies or social investments paid by mineral revenue

Score: A B C D E

References:

Reserve Bank of Australia, Annual Report 2011
<http://www.rba.gov.au/publications/annual-reports/rba/2011/pdf/2011-report.pdf>

2.2D.020.j Does the Central Bank publish information on disaggregated revenue streams?

2.2D.020.j1: Production streams value

Score: A B C D E

References:

Reserve Bank of Australia, Annual Report 2011
<http://www.rba.gov.au/publications/annual-reports/rba/2011/pdf/2011-report.pdf>

2.2D.020.j2: Government s share in PSC

Score: A B C D E

References:

Reserve Bank of Australia, Annual Report 2011
<http://www.rba.gov.au/publications/annual-reports/rba/2011/pdf/2011-report.pdf>

2.2D.020.j3: Royalties

Score: A B C D E

References:

Reserve Bank of Australia, Annual Report 2011
<http://www.rba.gov.au/publications/annual-reports/rba/2011/pdf/2011-report.pdf>

2.2D.020.j4: Special taxes (e.g. withholding taxes, excise taxes, excess earning taxes, charged on extractive companies)

Score: A B C D E

References:

Reserve Bank of Australia, Annual Report 2011

<http://www.rba.gov.au/publications/annual-reports/rba/2011/pdf/2011-report.pdf>

2.2D.020.j5: Dividends

Score: A B C D E

References:

Reserve Bank of Australia, Annual Report 2011

<http://www.rba.gov.au/publications/annual-reports/rba/2011/pdf/2011-report.pdf>

2.2D.020.j6: Bonuses

Score: A B C D E

References:

Reserve Bank of Australia, Annual Report 2011

<http://www.rba.gov.au/publications/annual-reports/rba/2011/pdf/2011-report.pdf>

2.2D.020.j7: License fees

Score: A B C D E

References:

Reserve Bank of Australia, Annual Report 2011

<http://www.rba.gov.au/publications/annual-reports/rba/2011/pdf/2011-report.pdf>

2.2D.020.j8: Acreage fees

Score: A B C D E

References:

Reserve Bank of Australia, Annual Report 2011

<http://www.rba.gov.au/publications/annual-reports/rba/2011/pdf/2011-report.pdf>

2.2D.020.j9: Other (Explain in 'comments' box.)

Score: A B C D E

References:

Reserve Bank of Australia, Annual Report 2011

<http://www.rba.gov.au/publications/annual-reports/rba/2011/pdf/2011-report.pdf>

2.2D Quality of reports

2.2D.021: Are periodical reports containing information on revenue generation published by the Central Bank understandable?

Score: A B C D E

References:

Reserve Bank of Australia, Annual Report 2011

<http://www.rba.gov.au/publications/annual-reports/rba/2011/pdf/2011-report.pdf>

2.2D.022: How often are the periodical reports containing information on revenue generation published by the Central Bank?

Score: A B C D E

References:

Reserve Bank of Australia, Annual Report 2011

<http://www.rba.gov.au/publications/annual-reports/rba/2011/pdf/2011-report.pdf>

2.2E.020 Does any other government agency or entity publish information on revenue generation?

2.2E.020.a: Reserves

Score: A B C D E

References:

Australian Bureau of Statistics, 2009-10 Year Book Australia, p.528,

[http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?](http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest)

[openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest](http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest)

For 2012: <http://www.abs.gov.au/ausstats/abs@.nsf/Lookup/1301.0Main+Features292012>

2.2E.020.b: Production volumes

Score: A B C D E

References:

Australian Bureau of Statistics, 2009-10 Year Book Australia, p.538,

[http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?](http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest)

[openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest](http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest)

<http://www.abs.gov.au/ausstats/abs@.nsf/Lookup/1301.0Main+Features292012>

2.2E.020.c: Information on prices

Score: A B C D E

Comments:

Prices do not figure among the mining information published by the Australian Bureau of Statistics.

References:

Australian Bureau of Statistics, 2009-10 Year Book Australia,
http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest

<http://www.abs.gov.au/ausstats/abs@.nsf/Lookup/by%20Subject/1301.0~2012~Main%20Features~Mining%20Industry~150>

2.2E.020.d: Value of resource exports

Score: (A) B C D E

References:

Australian Bureau of Statistics, 2009-10 Year Book Australia, p.540,
http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest

<http://www.abs.gov.au/ausstats/abs@.nsf/Lookup/by%20Subject/1301.0~2012~Main%20Features~Mining%20Industry~150>

Peer Review Comments:

The Department of Foreign Affairs and Trade (DFAT) also publishes a report on the value of exports by commodity on a state level.

<http://www.dfat.gov.au/publications/stats-pubs/australia-trade-by-state-and-territory-2010-11.pdf>

The Bureau of Resource and Energy Economics (BREE - formerly ABARE) publishes national level statistics.

<http://www.bree.gov.au/documents/publications/resources/REQ-Mar-2012.pdf>

2.2E.020.e: Estimates of investment in exploration and development

Score: (A) B C D E

References:

Australian Bureau of Statistics, 2009-10 Year Book Australia, pp.530-31,
http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest

<http://www.abs.gov.au/ausstats/abs@.nsf/Lookup/by%20Subject/1301.0~2012~Main%20Features~Expenditure%20on%20mineral,%20oil%20and%20gas%20exploration~152>

Peer Review Comments:

ABS also publishes the separate resource specifically dealing with exploration:

8412.0 - Mineral and Petroleum Exploration, Australia

[http://www.ausstats.abs.gov.au/ausstats/subscriber.nsf/0/4F9D8C7A000886FCCA2579C0000E561F/\\$File/84120_dec%202011.pdf](http://www.ausstats.abs.gov.au/ausstats/subscriber.nsf/0/4F9D8C7A000886FCCA2579C0000E561F/$File/84120_dec%202011.pdf)

Geoscience Australia publishes the Australian Mineral Exploration Review at a national level:

<http://www.ga.gov.au/cedda/publications/1200>

2.2E.020.f: Production costs

Score: A B C **(D)** E

References:

Australian Bureau of Statistics, 2009-10 Year Book Australia,
http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest

Peer Review Comments:

This is a matter for individual companies to publish in any financial reports.

2.2E.020.g: Names of companies operating in country

Score: A B C **(D)** E

References:

Australian Bureau of Statistics, 2009-10 Year Book Australia,
http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest

Peer Review Comments:

The ABS does not publish such information but it is available through other bodies such as the Department of Minerals and Petroleum WA.

2.2E.020.h: Production data by company and/or block

Score: A B C **(D)** E

References:

Australian Bureau of Statistics, 2009-10 Year Book Australia,
http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest

Peer Review Comments:

The ABS does not publish this information. Information on a company level would be available through annual reports or for blocks via MINIDEX:

Western Australia Department of Mines and Petroleum, MINIDEX on the Web,
<http://minidexext.dmp.wa.gov.au/minidex/external/common/appMain.jsp>

2.2E.020.i: Cost of subsidies or social investments paid by mineral revenue

Score: A B C **(D)** E

References:

Australian Bureau of Statistics, 2009-10 Year Book Australia,
http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest

Peer Review Comments:

This information is not published by the ABS. Limited information may be available in individual

company reports.

2.2E.020.j Does any other government agency or entity publish information on disaggregated revenue streams?

2.2E.020.j1: Production streams value

Score: (A) B C D E

References:

Australian Bureau of Statistics, 2009-10 Year Book Australia, p.538,

[http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?](http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest)

[openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest](http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest)

<http://www.abs.gov.au/ausstats/abs@.nsf/Lookup/by%20Subject/1301.0~2012~Main%20Features~Production%20and%20trade%20%E2%80%93%20minerals,%20oil%20and%20gas~153>

Peer Review Comments:

Information is disaggregated to a minerals level but not to a project or regional (lower than state) level.

2.2E.020.j2: Government s share in PSC

Score: A B C D (E)

Comments:

PSCs are not used in Australia.

References:

Australian Bureau of Statistics, 2009-10 Year Book Australia, p.528,

[http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?](http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest)

[openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest](http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest)

Peer Review Comments:

The only example of a Production Sharing Contract (PSC) in Australia is via Australia's involvement with the Joint Petroleum Development Area (JPDA) in conjunction with the government of Timor-Leste.

<http://www.ret.gov.au/resources/enhancing/taxation/pages/resourcestaxation.aspx>

http://www.ret.gov.au/resources/upstream_petrolium/jpdaandgreatersunrise/Pages/default.aspx

2.2E.020.j3: Royalties

Score: (A) B C D E

Comments:

Only very summary information is presented about royalties.

References:

Australian Bureau of Statistics, 2009-10 Year Book Australia, p.534,

[http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?](http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest)

[openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest](http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest)

2.2E.020.j4: Special taxes (e.g. withholding taxes, excise taxes, excess earning taxes, charged on extractive companies)

Score: A B C D **E**

Comments:

No special taxes in the mining sector.

References:

Australian Bureau of Statistics, 2009-10 Year Book Australia,
http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest

2.2E.020.j5: Dividends

Score: A B C D **E**

Comments:

Australian governments do not receive mining revenue in the form of dividends.

References:

Australian Bureau of Statistics, 2009-10 Year Book Australia,
http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest

2.2E.020.j6: Bonuses

Score: A B C D **E**

Comments:

Australian governments do not receive mining revenue in the form of bonuses.

References:

Australian Bureau of Statistics, 2009-10 Year Book Australia,
http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest

2.2E.020.j7: License fees

Score: **A** B C D E

References:

Australian Bureau of Statistics, 2009-10 Year Book Australia,
http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest

Peer Review Comments:

License fee information is however available in the Department of Minerals and Petroleum annual

report.

http://www.dmp.wa.gov.au/documents/111275_DMP_Annual_Report_2011.pdf

2.2E.020.j8: Acreage fees

Score: A B C D E

Comments:

Acreage fees are not paid in Australia.

References:

Australian Bureau of Statistics, 2009-10 Year Book Australia, p.528,

[http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?](http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest)

[openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest](http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest)

Peer Review Comments:

Revenue from acreage fees / leasing fees are reported in the Department of Mining and Petroleum annual report.

http://www.dmp.wa.gov.au/documents/111275_DMP_Annual_Report_2011.pdf

2.2E.020.j9: Other (Explain in 'comments' box.)

Score: A B C D E

References:

Australian Bureau of Statistics, 2009-10 Year Book Australia, p.528,

[http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?](http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest)

[openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest](http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest)

2.2E Quality of reports

2.2E.021: Are periodical reports containing information on revenue generation published by any other government agency or entity understandable?

Score: A B C D E

References:

Australian Bureau of Statistics, 2009-10 Year Book Australia, pp.527-553,

[http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?](http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest)

[openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest](http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest)

2.2E.022: How often are the periodical reports containing information on revenue generation published by the any other governmental agency or entity?

Score: A B C D E

References:

Australian Bureau of Statistics, 2009-10 Year Book Australia,

http://www.abs.gov.au/AUSSTATS/subscriber.nsf/log?openagent&13010_2009_10.pdf&1301.0&Publication&AC72C92B23B6DF6DCA257737001B2BAB&&2009%E2%80%9310&17.01.2011&Latest

2.2 Public sector balance

2.2.023: Does the government include the SOC financial balance (its assets and liabilities) within the public sector balance or overall balance of general government in reports to the legislature?

Score: A B C D **E**

Comments:

State-owned companies do not operate in the mineral sector in Western Australia.

References:

Western Australia Department of Treasury and Finance, Annual Report 2010-2011,
http://www.finance.wa.gov.au/cms/uploadedFiles/_Home/Publications/DTFAR2011.pdf

2.2.024: Does the government include projections of transactions, accounts of actual spending by the natural resource funds, and their assets and liabilities, within the public sector balance or overall balance of general government in reports to the legislature?

Score: A B C D **E**

Comments:

There is not at present a natural resource fund in Western Australia or in Australia although Western Australia is planning to create one.

References:

James Glynn, 'Parkinson dismisses calls for sovereign wealth fund'
<http://www.theaustralian.com.au/business/parkinson-dismisses-calls-for-sovereign-wealth-fund/story-e6frg8zx-1226292228292>

2.2.025: Does the government provide information on the non resource fiscal balance in its budget proposal?

Score: **A** B C

Comments:

In 2011, royalties comprise approximately 19% of Western Australian state government revenue. Calculated from the \$4,025,481 paid by DMP into the Consolidated Account (from DMP annual report, p.112) out of a total revenue of \$21,479,341 (Department of Finance Annual Report, p.75) Note that these figures include royalties from gas, petroleum and minerals.

For Australia as a whole, the mining sector comprised 7.7% of GDP in 2007-8, the latest year for which figures are available (Australia Bureau of Statistics, 'Mining Industry',)

References:


Western Australia State Budget 2011-12
<http://www.ourstatebudget.wa.gov.au/>

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Legal Framework and Practices

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Indicator	Score
2.3 Legal Framework and Practices	67 

2.3 Legal Framework and Practices

2.3.026: In the legal framework, what government agencies have authority to collect taxes and payments from resource companies?

Score: A B C D E

Comments:

In Australia's federal system of government, only the national government can collect taxation, while state governments own land and minerals. Therefore a (state) department is responsible for collecting royalties and other mining fees while taxes are collected by the (federal) taxation office.

References:

Western Australia Department of Mines and Petroleum, 'Mineral Royalties'
<http://www.dmp.wa.gov.au/4407.aspx>

Australian Taxation Office
www.ato.gov.au

2.3.027: Are all resource related revenues, including those collected by state owned companies, regulatory agencies, ministries, special funds or by the tax authority placed in the national treasury?

Score: A B C D E

Comments:

Because of the division of responsibilities in Australia's federal system, tax revenues are placed entirely in the national treasury while royalties and fees are placed in the state treasury.

References:

Western Australia Department of Mines and Petroleum, 'Mineral Royalties'
<http://www.dmp.wa.gov.au/4407.aspx>

Australian Taxation Office
www.ato.gov.au

2.3.028: Are government officials with a role in the oversight of the oil, gas or mining sector required to disclose information about their financial interest in any extractive activity or projects?

Score: A (B) C

Comments:

Although the Western Australian public service is covered by a range of legislation and policy frameworks to manage conflicts of interest, there is no specific requirement of disclosure of financial interests in extractive activities.

References:

Government of Western Australia, 'Integrity in the WA public sector'
http://www.opssc.wa.gov.au/ICG/Integrity_in_the_WA_public_sector/

Western Australia Department of Mines and Petroleum, 'Code of Conduct'
<http://www.dmp.wa.gov.au/12446.aspx>

2.3.029: Is there independent external validation of internal controls of agencies in charge of receiving payments from resource companies with the objective of providing assurances of integrity of public funds and sound financial management?

Score: (A) B C D E

Comments:

The Department of Mines and Petroleum is subject to auditing under the Financial Management Act (2006).

References:

Western Australia, Office of the Auditor-General, Annual Report 2011, p.82,
http://www.audit.wa.gov.au/reports/pdfreports/OAG_AR2011.pdf

2.3.030: Does the national audit office (or similar independent organization) report regularly to the legislature on its findings, including an objective analysis of agencies in charge of managing resource revenues, and are these reports published?

Score: (A) B C D E

Comments:

Annual audit reports are published in the Department of Mines and Petroleum Annual Report.

The report 'Ensuring Compliance with Conditions on Mining' is an additional one-off report on the Department of Mines and Petroleum.

References:

Western Australia, Office of the Auditor-General, Audit Results Report - Annual 2010-11 Assurance Audits, p.34
http://www.audit.wa.gov.au/reports/pdfreports/report2011a_10.pdf

Western Australia Department of Mines and Petroleum, Annual Report 2010-11, pp.52-53,
http://www.dmp.wa.gov.au/documents/111275_DMP_Annual_Report_2011.pdf

Western Australia, Office of the Auditor-General, Ensuring Compliance with Conditions on Mining
http://www.audit.wa.gov.au/reports/pdfreports/report2011_08.pdf

Peer Review Comments:

Although an audit report is part of the DMP annual report, it is focused mainly on auditing of financial statements. It does not provide any commentary on the organisation itself and the management of

natural resources.

http://www.dmp.wa.gov.au/documents/111275_DMP_Annual_Report_2011.pdf

2.3.031: Does a Parliamentary committee scrutinize reports on resource related revenues and, if so, when does this occur?

Score: A B C D E

Comments:

The parliamentary committee appears not to review the revenue reports themselves, but the auditors report on the revenue reports.

References:

Western Australia Legislative Assembly Public Accounts Committee, Review of the Reports of the Auditor-General 2009-2010
[http://www.parliament.wa.gov.au/parliament%5Ccommit.nsf/\(WebInquiries\)/163837614838D5BB48257959000B43BD?opendocument](http://www.parliament.wa.gov.au/parliament%5Ccommit.nsf/(WebInquiries)/163837614838D5BB48257959000B43BD?opendocument)

2.3.032: Is this country an EITI candidate or compliant country?

Score: A B C D E

References:

Australia to pilot the EITI,
<http://eiti.org/news-events/australia-pilot-eiti>

Peer Review Comments:

The pilot period will begin July 1 2012 and run until June 30 2013.

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Indicator	Score
3.1.1	Context 0 
3.1.1	Context

3.1.1.033: Is there a state-owned company? If so, what is its role in the extractive sector?

Score: A B C D E

References:

Exploration and Mining Legislation - Onshore, pp.5-6

http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

Peer Review Comments:

Agree that there is free access and no legal preference for state owned companies. However, there is state involvement in the sector, particularly from state governments. The Cobbora Mine in NSW, for example is wholly owned by the NSW government and sells thermal coal to domestic power stations at subsidised rates. Questions have been raised about the transparency of these transactions. See <http://www.cobbora.com.au/About-Us/About-Us.aspx> and <http://www.climatespectator.com.au/commentary/nsws-great-big-coal-subsidy-scandal>

The Western Australian Gold Corporation, the largest gold refiner in Australia, associated with the Perth Mint.

[http://www.parliament.wa.gov.au/publications/tailedpapers.nsf/displaypaper/3814006a8f4e4e1b082145944825791900166a67/\\$file/4006.pdf](http://www.parliament.wa.gov.au/publications/tailedpapers.nsf/displaypaper/3814006a8f4e4e1b082145944825791900166a67/$file/4006.pdf)

Brown Coal Innovation Australia, heavily supported by the Victorian Government.

<http://www.bcinnovation.com.au/Membership>

3.1.1.034: How is government ownership of resource companies structured in this country?

Score: A B C D E

References:

Exploration and Mining Legislation - Onshore, pp.5-6

http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

Peer Review Comments:

In general this is correct, but there are some exceptions, such as Cobbora Holding Company Pty Limited <http://www.cobbora.com.au/About-Us/About-Us.aspx> which is owned by the NSW Government.

3.1.1.035: Is there more than one state-owned company (SOC) operating in the extractive sector?

Score: A B C

Comments:

There are no state-owned mining companies in Western Australia.

References:

Exploration and Mining Legislation - Onshore, pp.5-6

http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

Peer Review Comments:

The vast majority of minerals companies are privately owned, so I think the score should stand, but there are some exceptions, such as Cobbara Holding Company Pty Limited
<http://www.cobbora.com.au/About-Us/About-Us.aspx> which is owned by the NSW Government.

The Western Australian Gold Corporation, the largest gold refiner in Australia, associated with the Perth Mint.

[http://www.parliament.wa.gov.au/publications/tailedpapers.nsf/displaypaper/3814006a8f4e4e1b082145944825791900166a67/\\$file/4006.pdf](http://www.parliament.wa.gov.au/publications/tailedpapers.nsf/displaypaper/3814006a8f4e4e1b082145944825791900166a67/$file/4006.pdf)

Brown Coal Innovation Australia, heavily supported by the Victorian Government.

<http://www.bcinnovation.com.au/Membership>

3.1.1.036: Do the roles and responsibilities of the SOC include provision of subsidies or social expenditures (quasi-fiscal activities)?

Score: A B **C**

Comments:

There are no state-owned mining companies in Western Australia.

References:

Exploration and Mining Legislation - Onshore, pp.5-6

http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

Peer Review Comments:

There are no federally owned SOCs, but there are some state owned companies, though none in Western Australia. Cobbara mine provides heavily subsidised coal to NSW power generators.

<http://www.cobbora.com.au/About-Us/About-Us.aspx>

<http://www.climatespectator.com.au/commentary/nsws-great-big-coal-subsidy-scandal>

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Indicator		Score
3.2.1	Comprehensive reports	N/A
3.2.2.038	Does the SOC publish information on revenue generation?	N/A
3.2.3.038.j	Disaggregated Revenue Streams	N/A
3.2.4	Quality of reports	N/A
3.2.5.043	Audited reports	N/A

3.2.1 Comprehensive reports

3.2.1.037: Does the SOC publish comprehensive reports with information about its operations and subsidiaries?

Score: A B C D **E**

Comments:

There are no state-owned mining companies in Western Australia.

References:

Exploration and Mining Legislation - Onshore, pp.5-6

http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

Peer Review Comments:

While there are no federally owned SOC's, there are some state owned companies, though none in Western Australia. Cobborra mine provides heavily subsidised coal to NSW power generators.

<http://www.cobbora.com.au/About-Us/About-Us.aspx> Questions have been raised about its transparency. <http://www.climatespectator.com.au/commentary/nsws-great-big-coal-subsidy-scandal>

3.2.2.038 Does the SOC publish information on revenue generation?

3.2.2.038.a: Reserves

Score: A B C D **E**

Comments:

There are no state-owned mining companies in Western Australia.

References:

Exploration and Mining Legislation - Onshore, pp.5-6

http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

Peer Review Comments:

There is some State involvement, which publishes some information, see <http://www.cobbora.com.au/About-Us/About-Us.aspx> This company does publish information about its reserves. <http://www.cobbora.com.au/Resources/Documents/Publications/2012-02-21---Date-of-Issue-February-2012-rev-3.pdf>

3.2.2.038.b: Production volumes

Score: A B C D E

Comments:

There are no state-owned mining companies in Western Australia.

References:

Exploration and Mining Legislation - Onshore, pp.5-6
http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

Peer Review Comments:

There is some State involvement, which publishes some information, including proposed production volumes. see <http://www.cobbora.com.au/About-Us/About-Us.aspx> In general production volumes are published by Mines departments.

3.2.2.038.c: Information on prices

Score: A B C D E

Comments:

There are no state-owned mining companies in Western Australia.

References:

Exploration and Mining Legislation - Onshore, pp.5-6
http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

Peer Review Comments:

There is some State involvement, which publishes some information, see <http://www.cobbora.com.au/About-Us/About-Us.aspx> Questions have been raised about its transparency, particularly in relation to the prices it charges and publishes. See <http://www.climatespectator.com.au/commentary/nsws-great-big-coal-subsidy-scandal>

3.2.2.038.d: Value of resource exports

Score: A B C D E

Comments:

There are no state-owned mining companies in Western Australia.

References:

Exploration and Mining Legislation - Onshore, pp.5-6
http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

3.2.2.038.e: Estimates of investment in exploration and development

Score: A B C D (E)

Comments:

There are no state-owned mining companies in Western Australia.

References:

Exploration and Mining Legislation - Onshore, pp.5-6

http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

3.2.2.038.f: Production costs

Score: A B C D (E)

Comments:

There are no state-owned mining companies in Western Australia.

References:

Exploration and Mining Legislation - Onshore, pp.5-6

http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

Peer Review Comments:

There is some State involvement, especially in New South Wales, which publishes some information, see <http://www.cobbora.com.au/About-Us/About-Us.aspx> Questions have been raised about its transparency. See <http://www.climatespectator.com.au/commentary/nsws-great-big-coal-subsidy-scandal>

3.2.2.038.g: Names of companies operating in country

Score: A B C D (E)

Comments:

There are no state-owned mining companies in Western Australia.

References:

Exploration and Mining Legislation - Onshore, pp.5-6

http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

3.2.2.038.h: Production data by company and/or block

Score: A B C D (E)

Comments:

There are no state-owned mining companies in Western Australia.

References:

Exploration and Mining Legislation - Onshore, pp.5-6

http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

3.2.2.038.i: Quasi fiscal activities

Score: A B C D (E)

Comments:

There are no state-owned mining companies in Western Australia.

References:

Exploration and Mining Legislation - Onshore, pp.5-6

http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

3.2.3.038.j Disaggregated Revenue Streams

3.2.3.038.j1: Production streams value

Score: A B C D (E)

Comments:

There are no state-owned mining companies in Western Australia.

References:

Exploration and Mining Legislation - Onshore, pp.5-6

http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

Peer Review Comments:

As above, there is some State involvement, which publishes some information, see <http://www.cobbora.com.au/About-Us/About-Us.aspx> Questions have been raised about its transparency. See <http://www.climatespectator.com.au/commentary/nsws-great-big-coal-subsidy-scandal>

3.2.3.038.j2: Government s share in PSC

Score: A B C D (E)

Comments:

There are no state-owned mining companies in Western Australia.

References:

Exploration and Mining Legislation - Onshore, pp.5-6

http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

3.2.3.038.j3: Royalties

Score: A B C D (E)

Comments:

There are no state-owned mining companies in Western Australia.

References:

Exploration and Mining Legislation - Onshore, pp.5-6

http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

Peer Review Comments:

There is some State involvement, especially in NSW, which publishes some information, see <http://www.cobbora.com.au/About-Us/About-Us.aspx> Questions have been raised about its transparency in regard to what royalties it pays the state. See <http://www.climatespectator.com.au/commentary/nsws-great-big-coal-subsidy-scandal>

3.2.3.038.j4: Special taxes

Score: A B C D E

Comments:

There are no state-owned mining companies in Western Australia.

References:

Exploration and Mining Legislation - Onshore, pp.5-6
http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

3.2.3.038.j5: Dividends

Score: A B C D E

Comments:

There are no state-owned mining companies in Western Australia.

References:

Exploration and Mining Legislation - Onshore, pp.5-6
http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

Peer Review Comments:

There is some State involvement, especially in New South Wales, which publishes some information, see <http://www.cobbora.com.au/About-Us/About-Us.aspx> Questions have been raised about its transparency and its capacity to pay dividends to the state. See <http://www.climatespectator.com.au/commentary/nsws-great-big-coal-subsidy-scandal>.

Other minerals-related state owned companies do publish information about their dividends, for example the Gold Corporation of Western Australia.

3.2.3.038.j6: Bonuses

Score: A B C D E

Comments:

There are no state-owned mining companies in Western Australia.

References:

Exploration and Mining Legislation - Onshore, pp.5-6
http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

Peer Review Comments:

There is some State involvement, especially in New South Wales, which publishes some information, see <http://www.cobbora.com.au/About-Us/About-Us.aspx> . Issues relating to bonuses are probably not applicable in these small cases.

3.2.3.038.j7: License fees

Score: A B C D E

Comments:

There are no state-owned mining companies in Western Australia.

References:

Exploration and Mining Legislation - Onshore, pp.5-6

http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

3.2.3.038.j8: Acreage fees

Score: A B C D E

Comments:

There are no state-owned mining companies in Western Australia.

References:

Exploration and Mining Legislation - Onshore, pp.5-6

http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

3.2.3.038.j9: Other (Describe below)

Score: A B C D E

Comments:

There are no state-owned mining companies in Western Australia.

References:

Exploration and Mining Legislation - Onshore, pp.5-6

http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

3.2.4 Quality of reports**3.2.4.039: Are the reports published by the state owned company understandable?**

Score: A B C D E

Comments:

There are no state-owned mining companies in Western Australia.

References:

Exploration and Mining Legislation - Onshore, pp.5-6

http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

Peer Review Comments:

There is some State involvement, which publishes some information, see

<http://www.cobbora.com.au/About-Us/About-Us.aspx> Questions have been raised about its transparency. See <http://www.climatespectator.com.au/commentary/nsws-great-big-coal-subsidy-scandal>

3.2.4.040: How often are the reports or statistical databases containing information on revenue generation published by the state owned company?

Score: A B C D **(E)**

Comments:

There are no state-owned mining companies in Western Australia.

References:

Exploration and Mining Legislation - Onshore, pp.5-6

http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

Peer Review Comments:

There is some State involvement, especially in New South Wales, for example

<http://www.cobbora.com.au/About-Us/About-Us.aspx> However, due to the isolated nature of such companies, the score should stand.

3.2.4.041: If the SOC is involved with quasi fiscal activities, does it publish information about them?

Score: A B **(C)**

Comments:

There are no state-owned mining companies in Western Australia.

References:

Exploration and Mining Legislation - Onshore, pp.5-6

http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

Peer Review Comments:

There is some State involvement, especially in New South Wales, for example

<http://www.cobbora.com.au/About-Us/About-Us.aspx> However, due to the isolated nature of such companies, the score should stand.

3.2.4.042: If there are joint ventures, does the SOC (or government) publish information on its share of costs and revenues deriving from its equity participation in joint ventures?

Score: A B **(C)**

Comments:

There are no state-owned mining companies in Western Australia.

References:

Exploration and Mining Legislation - Onshore, pp.5-6

http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

Peer Review Comments:

There is some State involvement, especially in New South Wales, for example

<http://www.cobbora.com.au/About-Us/About-Us.aspx> However, due to the isolated nature of such companies, the score should stand.

3.2.5.043 Audited reports

3.2.5.043.a: Is the SOC subject to annual audits conducted by an independent external auditor to ensure that the financial statements represent the financial position and performance of the company?

Score: A B C D **(E)**

Comments:

There are no state-owned mining companies in Western Australia.

References:

Exploration and Mining Legislation - Onshore, pp.5-6

http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

Peer Review Comments:

There is some State involvement, especially in New South Wales, for example

<http://www.cobbora.com.au/About-Us/About-Us.aspx> However, due to the isolated nature of such companies, the score should stand.

3.2.5.043.b: Are SOC audited reports published?

Score: A B C D **(E)**

Comments:

There are no state-owned mining companies in Western Australia.

References:

Exploration and Mining Legislation - Onshore, pp.5-6

http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

Peer Review Comments:

There is some State involvement, especially in New South Wales, for example

<http://www.cobbora.com.au/About-Us/About-Us.aspx> However, due to the isolated nature of such companies, the score should stand.

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Indicator	Score
3.3.1 Legal Framework and Practice	N/A

3.3.1 Legal Framework and Practice

3.3.1.044: Does the SOC have a legal obligation to publish financial reports?

Score: A B **C**

Comments:

There are no state-owned mining companies in Western Australia.

References:

Exploration and Mining Legislation - Onshore, pp.5-6

http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

Peer Review Comments:

There is some State involvement, especially in New South Wales, for example

<http://www.cobbora.com.au/About-Us/About-Us.aspx> However, due to the isolated nature of such companies, the score should stand.

3.3.1.045: Does the SOC follow internationally recognized accounting standards?

Score: A B **C**

Comments:

There are no state-owned mining companies in Western Australia.

References:

Exploration and Mining Legislation - Onshore, pp.5-6

http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

Peer Review Comments:

There is some State involvement, especially in New South Wales, for example

<http://www.cobbora.com.au/About-Us/About-Us.aspx> However, due to the isolated nature of such companies, the score should stand.

3.3.1.046: Do SOC audits include consolidated accounts that cover all of the SOC subsidiaries?

Score: A B **C**

Comments:

There are no state-owned mining companies in Western Australia.

References:

Exploration and Mining Legislation - Onshore, pp.5-6

http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

Peer Review Comments:

There is some State involvement, especially in New South Wales, for example

<http://www.cobbora.com.au/About-Us/About-Us.aspx> However, due to the isolated nature of such companies, the score should stand.

3.3.1.047: Are officials of the SOC required to disclose information about their financial interest in any oil, gas or mining projects?

Score: A B C

Comments:

There are no state-owned mining companies in Western Australia.

References:

Exploration and Mining Legislation - Onshore, pp.5-6

http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

Peer Review Comments:

There is some State involvement, especially in New South Wales, for example

<http://www.cobbora.com.au/About-Us/About-Us.aspx> However, due to the isolated nature of such companies, the score should stand.

3.3.1.048: Does the SOC publish information on the composition of its Board of Directors?

Score: A B C

Comments:

There are no state-owned mining companies in Western Australia.

References:

Exploration and Mining Legislation - Onshore, pp.5-6

http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

Peer Review Comments:

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3.3.1.049: Does the SOC publish information about the rules governing decision making by the Board of Directors?

Score: A B C

Comments:

There are no state-owned mining companies in Western Australia.

References:

Exploration and Mining Legislation - Onshore, pp.5-6

http://www.ret.gov.au/resources/Documents/Minerals%20and%20Petroleum%20Exploration/Guide_for_%20Investors_9OnshoreLegislation.pdf

Peer Review Comments:

There is some State involvement, especially in New South Wales, for example

<http://www.cobbora.com.au/About-Us/About-Us.aspx> However, due to the isolated nature of such companies, the score should stand.

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