

SECTION 2 – REPRESENTATION OR CHANGE IN REPRESENTATION

Appearing in person to represent themselves or represent a body corporate¹ – (Go to Section 3)

Represented by a solicitor² – (Go to Section 4)

Represented by an agent³ – (Go to Section 5)

Ceasing to represent⁴ (Go to relevant Section 3, 4 or 5)

Note 1: The particulars in Section 3 will be used to send all Warden's proceeding notices and correspondence to the Party and serve all documents filed by another Party.

Note 2: If the Party is represented by a solicitor, all Warden's proceeding notices and correspondence and all documents filed by another Party will be sent to and served on the solicitor (see particulars in Section 4).

Note 3: If the Party is represented by an agent, all Warden's proceeding notices and correspondence and all documents filed by another Party will be sent to and served on the agent (see particulars in Section 5).

Note 4: If you are ceasing to represent, please provide your details in the relevant section.

SECTION 3 – PARTY DETAILS

(appearing in person to represent themselves, represent a body corporate or cessation of representing a body corporate)

Name (individual or corporation):

Applicant
Objector Respondent

(select which is applicable)

Residential or Business Address:

Post Code:

Email Address:

Contact Number:

Signature:

Date:

SECTION 4 – SOLICITOR DETAILS (if applicable)

Name of Solicitor:

Applicant
Objector Respondent

(select which is applicable)

Name of Firm:

Business Address for Service:

Post Code:

Email Address:

Contact Number:

Signature:

Date:

SECTION 5 – AGENT DETAILS (if applicable)

Name of Agent:

Applicant
Objector Respondent

(select which is applicable)

Business Name:

Business Address for Service:

Post Code:

Email Address:

Contact Number:

Signature:

Date:

SECTION 6 – PROCEDURE FOR FILING

The Party or their representative must lodge this Notice of Representation, Change in Representation or Cessation of Representation with the Warden's Officer or Mining Registrar where the matter is being held. The Notice can be lodged in person, by post, by email or via the [Mineral Titles Online \(MTO\) system](#) (MTO online transactions - lodge supporting documentation relating to a Warden's Court matter). This Notice must be lodged within the timeframes prescribed under Part VIII, Division 8A of the Mining Regulations 1981.

Perth Office

In person:	Mineral House, 100 Plain Street East Perth WA 6004
By post:	Locked Bag 100 East Perth WA 6892
By email:	wardens.officer@dmirs.wa.gov.au

Kalgoorlie

In person:	Cnr Hunter and Broadwood Streets West Kalgoorlie WA 6430
By post:	Locked Bag 405 Kalgoorlie WA 6433
Email:	mineraltitles.kalgoorlie@dmirs.wa.gov.au

Karratha

In person or By post:	The Quarter, 2nd Floor 20 Sharpe Avenue (Box 518) Karratha WA 6714
By email:	mineraltitles.karratha@dmirs.wa.gov.au

Leonora

In person or By post:	Rochester Street (Box 173) Leonora WA 6438
By email:	mineraltitles.leonora@dmirs.wa.gov.au

Marble Bar

In person or By post:	General Street (Locked Bag 7) Marble Bar WA 6760
By email:	mineraltitles.marblebar@dmirs.wa.gov.au

Meekatharra

In person or By post:	Savage Street (Box 7) Meekatharra WA 6642
By email:	mineraltitles.meekatharra@dmirs.wa.gov.au

Mount Magnet

In person or By post:	Cnr Richardson & Hepburn Streets Mount Magnet WA 6638
By email:	mineraltitles.mtmagnet@dmirs.wa.gov.au

Southern Cross

In person or By post:	Canopus Street Southern Cross WA 6426
By email:	mineraltitles.southerncross@dmirs.wa.gov.au

Office addresses for Regional mining registrars also available at: www.dmirs.wa.gov.au/content/regional-offices

Attachment 1

ACKNOWLEDGEMENT FORM – REPRESENTATION BY AN AGENT IN PROCEEDINGS BEFORE THE WARDEN

Procedures and Timeframes

A party appearing before the Warden may have, if not self-represented, either a solicitor (person who is a lawyer) or an agent (person who is not a lawyer) represent them. The party must lodge and serve notice of that representation as soon as practicable before the first hearing at which the lawyer or agent will represent the party. A party does not need to obtain the leave of the warden to be represented by an agent in the initial stage of proceedings (mention hearings). However, a party will be required to apply for the leave of the warden for exceptional circumstances to be represented by an agent at an interlocutory or substantive hearing. Such leave must be sought at least 14 days before the first hearing at which it is intended the agent will represent the party. If the warden gives a party leave to be represented by an agent, the party must then lodge and serve notice of that representation as soon as practicable before the first hearing at which the agent will represent the party.

Differences between a solicitor and an agent

Services offered by solicitors include:

- legal professional skills and expertise;
- protection afforded by legal professional privilege over communications with their client;
- confidentiality over those communications is generally guaranteed;
- accountability to the Court and to their professional bodies;
- binding codes of professional conduct and ethics, which include the duty to avoid conflicts of interest;
- the maintenance of professional indemnity insurance for any potential liability claims made against them by their clients; and
- regulation as to the manner and form of costs disclosures, and the requirement to hold trust accounts.

Before deciding to be represented by an agent, a party should give careful consideration to:

- The suitability, skill and experience of the agent.
- Whether the agent has professional indemnity insurance cover when representing clients before the Warden, and consider whether compensation can be sought if serious errors are made by the agent and what responsibility that the agent has to accept for the outcome of the proceedings.
- If costs are awarded against the unsuccessful party, the agent's fees of the successful party cannot be recovered from the unsuccessful party.

Acknowledgement by:

I have read and understood the information above

Signed by:

Party Solicitor Agent (select which is applicable)

Signature:

Date:

Name: