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Arbitration Panel (for access to land for exploration)

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Agency Department of Primary Industries and Regional Development – NSW Resources

Closes 5 May 2025

About

Expressions of interest are sought for suitably qualified people wishing to be considered for appointment to the Arbitration Panel referred to in section 139 of the *Mining Act 1992* and section 69B of the *Petroleum (Onshore) Act 1991*.

About the Panel

The Arbitration Panel is a statutory body established under the *Mining Act 1992* and the *Petroleum (Onshore) Act 1991*. Arbitration Panel members are appointed to mediate, conciliate and arbitrate in cases where the holder of a mineral or petroleum exploration licence or assessment lease has been unable to negotiate an access arrangement with a landholder to carry out exploration activity on a property.

Once appointed, Arbitration Panel members are required to disclose to the Department of Primary Industries and Regional Development any relevant financial dealings, employment history and any other factor which could put the arbitrator at risk of having a conflict of interest, or give rise to actual or perceived bias.

The Department may publish the information disclosed in a register of interests on its website. There is also an expectation that Arbitration Panel members will maintain minimum qualifications and undertake continuous education and training consistent with accreditation requirements and attend an induction session conducted by NSW Resources.

Remuneration and appointment term

Arbitration Panel members are appointed to arbitrate land access matters on a rotational basis. In accordance with the Public Service Commission's Boards and Committees Classification Framework, remuneration is set at a maximum of \$1,000 per day.

Appointments to the Arbitration Panel are for a term of 3 years commencing in late 2025.

How to apply

Selection criteria

Applicants should provide a resume, details of 2 referees and a cover letter addressing their suitability and the following criteria:

- be an accredited mediator and/or
- have extensive arbitration experience, and/or
- have extensive agricultural or resources industry experience or be an Australian legal practitioner of at least seven years' standing with extensive litigation experience.

The Department will conduct probity and referee checks on suitable applicants as part of the appointment process.

The assessment of candidates will be undertaken by an assessment panel.

Submission of applications

Applications should be submitted to the Department via email nswresources.policy@regional.nsw.gov.au. Applications close **5pm AEDT on 5 May 2025**.

Further information

Information about the Arbitration Panel and guidance on the governance arrangements pertaining to land access arrangements in NSW, including disclosure requirements of arbitrators, is available on the NSW Resources website.

Further information about the Arbitration Panel is available by contacting Angela Hudson, Director Policy and Reform, NSW Resources on 0407 951 538 or angela.hudson@regional.nsw.gov.au.

Privacy statement

In submitting an application, you will be providing your personal information to NSW Resources, a department within the Department of Primary Industries and Regional Development. This is so we can assess your suitability for appointment to the Arbitration Panel referred to in section 139 of the *Mining Act 1992* and section 69B of the *Petroleum (Onshore) Act 1991*.

We will not disclose information about you to any person except where required to fulfil the purpose for which you are providing the information, or where permitted by law. The department's *Privacy Management Plan* describes when this may occur and how your information will be stored.

If you would like to gain access to, or amend your personal information, or require more details about privacy please contact gipa@dpird.nsw.gov.au or the department via PO Box 344, Hunter Region Mail Centre NSW 2310.