**DECEMBER 2021**

## About this form

Under clause 127(2) of the Work Health and Safety (Mines and Petroleum Sites) Regulation 2014, the NSW Resources Regulator is to keep the copy of each survey plan provided to the Regulator following the closure of the mine or petroleum site, or when a mine or petroleum site operator is otherwise required to do so.

Under clause 127(3) the Regulator may make a copy of a survey plan available to a person:

(a) for the purposes of the administration of the *Dams Safety Act 2015*, the *Mines Subsidence Compensation Act 1961, the Mining Act 1992*, or the *Petroleum (Onshore) Act 1991*, or

(b) if the Regulator is satisfied that the person has a legitimate concern about a risk to the health and safety of a person and making the survey plan available is likely to lessen that risk, or

(c) if the Regulator is satisfied that making the plan available is otherwise in the public interest.

If you wish to make an application for a copy of a survey plan kept by the Regulator, please complete this form.

Publicly available information regarding subsidence and underground coal workings in relation to property can be located via the [NSW Planning Portal Spatial Viewer](https://www.planningportal.nsw.gov.au/spatialviewer/#/find-a-property/address).

1. Type of application

|  |  |
| --- | --- |
| Type of application | Application by individual seeking access to mine survey plans   * **Complete Section 2, 4, 5, 6, 7** |
| Application by company, government department or body corporate seeking access to mine survey plans   * **Complete Section 3, 4, 5, 6, 7** |
| Application for access to mine survey plans where the applicant has an existing confidentiality deed in place   * **For individuals complete Section 2, 4, 5, 6, 7** * **For a company, government department or body corporate complete Section** **3, 4, 5, 6, 7** |

1. Applicant details

|  |  |  |
| --- | --- | --- |
| First name |  | |
| Other given name |  | |
| Last name |  | |
| Home address |  | |
| Postal address |  | |
| Email address |  | |
| Daytime contact telephone number (contact will primarily be via email) |  | |
| Mobile number |  | |
| What is your relationship with the workplace (that is a mine or petroleum site) to which your request relates? |  | |
| Can we send the decision by email? | Yes | No |

1. On behalf of a company, government department or other body corporate

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| --- | --- | --- |
| Mine operator (tick one) | Yes | No |

Company name, government department or other body corporate

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|  |

ABN

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ACN

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| --- | --- | --- | --- | --- | --- | --- | --- | --- |
|  |  |  |  |  |  |  |  |  |

|  |  |  |
| --- | --- | --- |
| First name |  | |
| Other given name |  | |
| Last name |  | |
| Salutation |  | |
| Role of contact officer (if any) |  | |
| Email address of contact officer |  | |
| Daytime contact telephone number (contact will primarily be via email) |  | |
| Mobile number |  | |
| Postal address |  | |
| What is your relationship with the workplace (that is a mine or petroleum site) to which your request relates? |  | |
| Can we send the decision by email? | Yes | No |

1. Survey plan details

Provide identifying details for survey plans or specific area in question e.g. lot & DP, address, specific mine survey plans. If the area of interest is over a large area, screenshots should accompany the application.

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Other identifying information

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1. Reason for seeking access

For a request to be approved, the Regulator must be satisfied that the reason provided in this section meets at least one of the three requirements of clause 127 (3) of the Regulation (outlined on page 1). You must provide sufficient information and evidence to demonstrate that your request can satisfy any of the three requirements. Failure to provide sufficient supporting information may delay processing or result in the refusal of your application.

* 1. Nominate a subclause this application is being made under

|  |  |  |
| --- | --- | --- |
| (a) administration of specified legislation | (b) risk to health and safety concerns | (c) public interest |

* 1. Provide a reason why access should be given

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| --- |
| Example:   * Subsidence Advisory NSW has requested a technical assessment to ascertain the extent and nature of the potential impacts of subsidence related for former mine workings (for the purposes of the Coal Mine Subsidence Compensation Act 2017). * A development application for the construction of a building on land affected by former coal mine workings requires an assessment of the potential impacts of subsidence which may, if not appropriately addressed, give rise to the risk of impacts to the health and safety of people if appropriate building design standards are not adopted. |

* 1. Evidence to substantiate your application

|  |
| --- |
| Example:   * A request from Subsidence Advisory NSW, e.g. email or letter correspondence. * A request from a client requiring the assessment for the purposes of the development application.   Note: a copy of the evidence must be provided with the application. |

1. Format of plans

|  |  |  |
| --- | --- | --- |
| What type of access are you seeking? | Electronic copies | Hard copies  (additional fees apply) |

1. Declaration

I declare that:

* to the best of my knowledge, the information provided in this form, and any attachment to this form, is true and correct in every detail.
* I consent to the department making enquiries and exchanging information with any relevant parties regarding any matter relevant to this form.

|  |  |  |  |
| --- | --- | --- | --- |
| Name |  | | |
| Position/title |  | | |
| Contact telephone |  | Mobile |  |
| Signature |  | Date |  |

**Note:** Giving false or misleading information is a serious offence under section 268 of the *Work Health and Safety Act 2011*, and Part 5A of the *Crimes Act 1900*.

1. Submitting the form

Email this form to [mca@planning.nsw.gov.au](mailto:mca@planning.nsw.gov.au).

This form may not be submitted to other offices of Regional NSW.

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