

Application for a mineral claim

Form SST2, *Mining Act 1992*



Lodgement information

For help with lodging this application, or for more information about authorisations in New South Wales, contact:

Mining, Exploration & Geoscience

Lightning Ridge Office

Phone +61 2 6820 5200

Fax +61 2 6829 0825

lightningridge.office@planning.nsw.gov.au

Note

- any reference to the 'Department' in this form, refers to **Regional NSW**

How to submit this form

Applications within Lightning Ridge Mineral Claims District

- In person:** Submit your application in person at the Department Office, Shop 1, 3 Morilla Street, Lightning Ridge, New South Wales. Office hours are 9.30am to 4.00pm Mon-Thurs, 9.30am to 1.00pm Friday.

Applications within White Cliffs Mineral Claims District

- By email:** Send an electronic copy of the form including any attachments and proof of payment to lightningridge.office@planning.nsw.gov.au
- By mail:** Mail your form, any attachments and proof of payment to Mining, Exploration & Geoscience, Resource Operations, PO Box 314, Lightning Ridge NSW 2834
- By fax:** Fax your form, any attachments and proof of payment to +61 2 6829 0825
- In person:** Submit your application in person at the Department Office, Shop 1, 3 Morilla Street, Lightning Ridge, New South Wales. Office hours are 9.30am to 4.00pm Mon-Thurs, 9.30am to 1.00pm Friday.

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The information contained in this publication is based on knowledge and understanding at the time of writing (July 2020). However, because of advances in knowledge, users are reminded of the need to ensure that information upon which they rely is up to date and to check currency of the information with the appropriate officer of the Department or the user's independent advisor.

Privacy statement

This information is collected by the Department for the purposes of assessing an application for an authorisation or an application associated with an authority as required by the *Mining Act 1992* or Mining Regulation 2016.

This information may also be used by the Department to confirm applicant details in the event that subsequent applications are made and may also be used to establish and maintain databases to assist the Department with its work generally.

Except for purposes required by law, the information will not be accessed by any third parties in a way that would identify the person without the consent of that person.

You may apply to the Department to access and correct any information the Department holds if that information is inaccurate, incomplete, not relevant or out of date.

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When to use this form

This form is to be completed by individuals and companies applying for a mineral claim.

It has been prepared in accordance with the requirements of [s178](#) of the *Mining Act 1992* and the Mining Regulation 2016.

If there is insufficient room in any of the fields, please provide the information as an attachment.

Important notes

Accompanying documentation

Any information or document that is required to accompany this application should be lodged within **10 business days of the lodgement date**. Failure to supply the information within this timeframe may be considered as grounds for refusing the application according to [cl6\(d\) sch1B](#) of the *Mining Act 1992*.

All small-scale titles are subject to a Term Administrative Levy to improve regulation. Liability for a Term Administrative Levy arises on the grant of a small-scale title and, in the case of a mineral claim, on renewal of the mineral claim.

New requirements have also been introduced in relation to minimum security deposits. For further information on these fees and minimum security deposits please refer to the Department's [website](#).

The Department's [website](#) provides comprehensive information relating to fees, completion of applications, methods of lodgment, Departmental policies, office locations, Native Title and contact details.

Agents

If this application is lodged by an agent on behalf of the applicant/s, the Department may seek confirmation of the authority under which the agent operates and any limits of that authority. The agent will need to complete the declaration at the end of this form and supply evidence of their appointment, if not already supplied to the Department ([cl97](#) of the Mining Regulation 2016).

Next steps

Once your application has been received, it will be considered and may be granted or refused by the Secretary. We will notify you in writing of the outcome of your application.

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1 Mineral Claims District

- Lightning Ridge – must lodge application in person at the Lightning Ridge Office
- White Cliffs

2 Applicant/s details

To be eligible to hold a small-scale title, you must be a person 18 years of age or older, or a company eligible to undertake business in New South Wales. Provide the full name of applicant/s, contact details and if applicable, the ACN or ARBN (for foreign companies).

If the applicant/s is a foreign entity, provide proof that the applicant/s is authorised to operate and carry out business in New South Wales.

1 st Applicant details	
Name	<input type="checkbox"/> This is an individual and is at least 18 years old.
Contact phone	
Contact email	
ACN / ARBN	
Street address (Registered street address for a company)	
Postal address	<input type="checkbox"/> Same as above

2 nd Applicant details	
Name	<input type="checkbox"/> This is an individual and is at least 18 years old.
Contact phone	
Contact email	
ACN / ARBN	
Street address (Registered street address for a company)	
Postal address	<input type="checkbox"/> Same as above

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3rd Applicant details

Name	<input type="checkbox"/> This is an individual and is at least 18 years old.
Contact phone	
Contact email	
ACN / ARBN	
Street address (Registered street address for a company)	
Postal address	<input type="checkbox"/> Same as above

Additional applicants

Provide the full name, contact details, ACN or ARBN (for foreign companies), street address (individual), registered street address (company) and postal address details of additional applicants.

Additional applicants

Your preferred contact method

- Email (for companies - provide a company email address which is regularly monitored rather than an individual employee's email address)
- Mail (including DX)

3 Type (class) of mineral claim

Please select the appropriate box:

- Class A - Standard Mineral Claim (Application fee: \$130, Maximum term: 5 year)
- Class B - Mineral Claim granted after three-month OPB (Application fee: \$470, Maximum term: 1 year)
- Class C - Mineral Claim granted after 28-day OPB (Application fee: \$180, Maximum term: 70 days)
- Class D - Mining Purpose – Processing (Application fee: \$470, Maximum term: 5 years)
- Class E - Mining Purpose – Mullock Stockpiling (Application fee: \$470, Maximum term: 5 years)
- Class F - Prospecting Claim not within an OPB (Application fee: \$180, Maximum term: 70 days)
- Class G - Open Cut Mining Operations (Application fee: \$470, Maximum term: 5 years)

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4 Period for which mineral claim is sought

Period sought for mineral claim

5 Mark out of the area

5.1 Has the mineral claim area been marked out in the manner prescribed by [clause 40](#) of the Mining Regulation 2016?

- Yes
 No

5.2 Time and date that the proposed mineral claim area was marked out in accordance with the Mining Regulation 2016.

Time (specify am/pm)	Date

5.3 Provide a map of the area sought, including location of any Right of Way.

- Yes – Map attached

6 Do you have any other mineral claims granted or applied for?

- No
 Yes - if yes, mineral claim numbers:

Please include claims, whether or not applied for by the applicant, which will be worked as part of a single mining operation.

7 Area, distance and consent

Written consent is required to be provided by the owner of any dwelling-house (and of its occupant), woolshed, shearing shed, garden or significant improvement required by [s188](#) of the *Mining Act 1992* where these items are situated within the prescribed distance (as described below).

7.1 Is the area sought within the prescribed distance of any dwelling-house (200 metres), woolshed (200 metres), shearing shed (200 metres), garden (50 metres) or improvement (on the land applied for)?

- No
- Yes – I have attached the written consent of the owner of the dwelling-house, woolshed, shearing shed, garden or improvement

7.2 Is the area between 200 metres and 500 metres of the principal homestead of a property?

- No
- Yes – I have attached the written consent of the occupant

7.3 Is the area within a distance of 200 metres of any dam or stock tank (other than a dam or stock tank constructed or used for mining purposes)?

- No
- Yes – I have attached the written consent

7.4 Is the proposed mineral claim located within an exempted area?

- No
- Yes – I have attached the written consent controlling body of any affected exempted area (in accordance with [s181](#) of the *Mining Act 1992*).

Exempted area means an area constituted by land—

- (a) reserved, dedicated, appropriated, resumed or acquired for public purposes (except land reserved for a temporary common or a commonage), whether vested in the Crown or in any person as trustee for public purposes, or
- (b) held under a lease for water supply by virtue of a special lease or otherwise, or
- (c) transferred, granted or vested in trust by the Crown for the purpose of a race-course, cricket-ground, recreation reserve, park or permanent common or for any other public purpose, or
- (d) prescribed by the regulations for the purposes of this definition.

8 Compliance history

8.1 Have you (or in the case of a company, any director of the company) ever contravened the *Mining Act 1992*, or the regulations, or been convicted of any other offence relating to mining or minerals?

Where the answer is 'yes' you must give full details of the offence. If you have been convicted of an offence under the *Mining Act 1992* this will be taken into consideration in making recommendations regarding the grant of a mineral claim.

- No
- Yes - if yes, provide details:

8.2 Provide details of any conviction under the environment protection legislation or other relevant legislation in the 5 years immediately before the application is made.

As defined in [cl4](#) of the Mining Regulation 2016.

9 Notices served

Has the notice/s been served under [s177](#) of the *Mining Act 1992* on the landholder?

- Yes – Provide details of each property address and/or lot and DP number.

- No

*The definition of “landholder” in the *Mining Act 1992* includes Native Title holders.

10 Fee payment

The prescribed fee may be paid either by cash or credit card. For the fee payable refer to [sch9](#) of the Mining Regulation 2016.

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10.1 Select your payment method

Select	Payment Method
<input type="checkbox"/>	Cash
<input type="checkbox"/>	Credit card* (enter details below)
	Payment amount* \$
	Type of card*
	Cardholder's name:
	Card number:
	Expiry date (mm/yy):
	*Credit card merchant fees are applicable to all credit card payments and will be added to the payment amount at the following rates: Visa & Mastercard: 0.4% Amex: 1.4%

11 Checklist of items to be included with this application

Item		Reference
For foreign entities, proof that the applicant/s is authorised to operate and carry out business in New South Wales.	<input type="checkbox"/>	Question 2
Map of the area sought under cl42 of the Mining Regulation 2016, including location of any Right of Way.	<input type="checkbox"/>	Question 5
Consent of the owner of any dwelling-house (and of its occupant), woolshed, shearing shed, garden or significant improvement required by s188 of the <i>Mining Act 1992</i> , to the grant of a mineral claim.	<input type="checkbox"/>	Question 7
Consent of the controlling body of any affected exempted area.	<input type="checkbox"/>	Question 7
A copy of any notice served on any landholder under s177 of the <i>Mining Act 1992</i> .	<input type="checkbox"/>	Question 9
The application fee prescribed by the Mining Regulation 2016. From 1 July 2012, small scale titles are subject to a Term Administrative levy to fund improved regulation and new requirements in relation to minimum security deposits. For further information on the levy and minimum security deposits please refer to: https://www.resourcesandgeoscience.nsw.gov.au/miners-and-explorers/applications-and-approvals/opal-mining/mining_act_fees Note: See Notice to Applicant about administrative levy, security deposit and term of claim at the back of this form. The Departmental officer will need to complete that notice, so that the amount of administrative levy payable can be calculated.	<input type="checkbox"/>	Question 10
For agents only – evidence of appointment as agent, if this has not been previously supplied to the Department.	<input type="checkbox"/>	Question 12

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12 Declaration

This form should be signed by the applicant/s (in the case of a company a duly authorised officer) or an agent authorised to act on behalf of the applicant/s.

12.1 Applicant/s (individual or company)

For each applicant (signed below):

I certify that the information provided is true and correct to the best of my knowledge and belief. I understand under the *Crimes Act 1900 NSW* Part 5A, that knowingly or recklessly giving false or misleading information is a serious offence, and under the *Mining Act 1992* section 378C, any person who provides information that the person knows to be false or misleading is guilty of an offence, for which they may be subject to prosecution.

(For companies only) In addition to the declaration above, by signing below, I **also** certify that I am authorised to complete and provide the information in this form on behalf of the company listed in section 2 of this form.

1 st Applicant details	
Name	
Position/title	
Date	
Signature	

2 nd Applicant details	
Name	
Position/title	
Date	
Signature	

3 rd Applicant details	
Name	
Position/title	
Date	
Signature	

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12.2 Agent authorised to act for this applicant/s

Evidence of appointment is required if this has not been previously supplied to the Department.

Agent details	
Name	
Position/title	
Date	
Signature	

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Office/Administrative use only

Application received:			
Time:		Date	
Officer's Name			
Signature			
Fees			
Application Fee	\$	Road	\$
Term Admin levy	\$	Mullock levy	\$
Security bond	\$	Enviro/Rehab Levy	\$
Landholders Compensation	\$	Total amount	\$
Receipt number			

For credit cards

Following confirmation of payment, remove the first eight digits of the credit card number from this form. Ensure that any saved copy does not include full credit card details.

Checklist

- | | |
|--|--|
| <input type="checkbox"/> STC or MSAC/MOW | <input type="checkbox"/> EAC |
| <input type="checkbox"/> Mine operator nomination | <input type="checkbox"/> Survey |
| <input type="checkbox"/> Section 177 | <input type="checkbox"/> Identification: |
| <input type="checkbox"/> OPL No. _____ (If OPL current, ensure applicant same as OPL Holder) | |
| <input type="checkbox"/> Environmental Documents (Class D, Class E, Class G) | |

Document control

Approved by: Executive Director, Resource Operations, Regional NSW under delegation from the Minister administering the *Mining Act 1992*.

CM9 Reference: DOC20/442504

Amendment schedule		
Date	Version #	Amendment
July 2020	1.0	New format for Regional NSW. Form updated to reflect new Departmental name and branding, and updated links.

Notice to applicant

Term administrative levy, security deposit and term of claim

The term administrative levy must be paid before any mineral claim can be granted. The minimum amount of the levy is \$100 for each year (for part of a year) of the term of the renewed claim. The total levy payable is therefore \$100 multiplied by the number of years (or parts of years) for which the claim is granted, which is all payable before the grant of the claim.

Note: if the security deposit amount required for a claim exceeds \$10,000, the levy will be 1% of the security deposit amount for each year (or part of a year) of the renewed claim term, ie higher than the minimum levy amount.

For the purpose of calculating the levy in accordance with [s292M](#) of the *Mining Act 1992*, any applicant is hereby notified that any mineral claim granted as a result of this application:

- will have a term of _____ year/s and
- will be subject to a condition requiring the giving and maintaining of a minimum-security deposit in accordance with [cl93\(a\)](#) of the Mining Regulation 2016.