

Application for transfer of a mineral claim

Form SST9, *Mining Act 1992*



Regional
NSW

Lodgement information

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

Mining, Exploration and 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 holders of a mineral claim applying for approval of transfer of a mineral claim.

It has been prepared in accordance with the requirements of [s200](#) of the *Mining Act 1992*.

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*.

From 1 July 2012, all authorisations are subject to a Term Administrative Levy to improve regulation. 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 by the Secretary and may be granted or refused. The Department will advise you in writing of the outcome of your application.

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1 Mineral claim number

Mineral claim number

2 Mineral claim holder/s details

Provide the full name of mineral claim holder/s and if applicable, the ACN or ARBN (for foreign companies).

1st Holder details

Name	
Contact phone	
Contact email	
ACN / ARBN	
Street address (Registered street address for a company)	
Postal address	<input type="checkbox"/> Same as above
	Enter here if different

2nd Holder details

Name	
Contact phone	
Contact email	
ACN / ARBN	
Street address (Registered street address for a company)	
Postal address	<input type="checkbox"/> Same as above
	Enter here if different

Additional mineral claim holders

Provide the full name, phone number, email address, ACN or ARBN (for foreign companies), street address (individuals), registered street address (companies) and postal address details of additional mineral claim holders.

Additional holders

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3 Details for return of Security Bond

Bank account details for return of security bond		
Electronic Funds Transfer	Financial Institution	
	BSB	
	Account Name	
	Account Number	
Signature		

4 Name and contact details of proposed transferee

To be eligible to hold an authorisation, 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).

Transferee contact details	
Name	<input type="checkbox"/> This is an individual and is at least 18 years old.
Contact phone	
Contact email	
ACN / ARBN	
Position held (e.g. Director) (Companies only)	
Street address (Registered street address for a company)	
Postal address	<input type="checkbox"/> Same as above Enter here if different

Additional transferees

Provide the full name, phone number, email address, ACN or ARBN (for foreign companies), street address (individuals), registered street address (companies) and postal address details of additional transferees.

Additional transferees

5 Compliance history

- 5.1 Has the proposed transferee (individual, 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' provide full details of the offence. If the transferee has been convicted of an offence under the *Mining Act 1992*, this will be taken into consideration in making recommendations regarding the transfer of the mineral claim.

- No
- Yes – if yes, provide details:

- 5.2 Has the proposed transferee had any conviction under the environment protection legislation or other relevant legislation in the 5 years immediately before the application is made? Provide details below.

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

- 5.3 Provide particulars of other mining and prospecting operations (including in other Australian jurisdictions) carried out by the proposed transferee and, if the proposed transferee is a corporation, and related corporation of the proposed transferee.

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6 Consideration for transfer duty (sale price or current market value, whichever is higher)

Sale price or current market value

\$ _____

7 Is this a residential claim?

- No
- Yes

8 Is there any building erected on the mineral claim?

- No
- Yes:

For residential claim: provide MCC (Mineral Camp Claim) No. _____

For non-residential mineral claim: was an approval (as required by the conditions of the mineral claim) obtained for the erection of the building? (Attach a copy of the approval with the application.)

- No
- Yes

9 Notice to landholders

Under [s.200\(2A\)](#) of the *Mining Act 1992*, notice of an intention to make an application for the transfer of a mineral claim must be given by the applicant to the landholder of the land to which the mineral claim relates.

Have you attached a copy of the notice/s that was given to the landholder/s?

- No
- Yes

10 Fee payment

The prescribed fee may be paid either by cash or credit card. For the fee payable referred 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* Select card type...
	Cardholder's name:
	Card number:
	Expiry date (mm/yy): 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
Approval for the erection of a building (non-residential mineral claim)	<input type="checkbox"/>	Question 8
A copy of the notice of intention to make an application for the transfer of the mineral claim served on the landholder/s. Note: The definition of "landholder" in the <i>Mining Act 1992</i> includes Native Title holders. Both determined and common law Native Title holders must be notified of the intention to make application for a mineral claim.	<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 Contact the Department for further information.	<input type="checkbox"/>	Question 10

12 Declaration

This form must be signed by the transferor and transferee. In the case of a company, this form must be signed by a duly authorised officer.

12.1 Transferor

12.1.1 Applicant/s (individual or company - transferor)

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.

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(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 Transferor details	
Name	
Position/title	
Date	
Signature	

2 nd Transferor details	
Name	
Position/title	
Date	
Signature	

3 rd Transferor details	
Name	
Position/title	
Date	
Signature	

12.1.2 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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12.2 Transferee

12.2.1 Transferee/s (individual or company)

For each transferee (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 4 of this form.

1 st Transferee details	
Name	
Position/title	
Date	
Signature	

2 nd Transferee details	
Name	
Position/title	
Date	
Signature	

3 rd Transferee details	
Name	
Position/title	
Date	
Signature	

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12.2.2 Agent authorised to act for the transferee/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	\$		
Security Bond	\$		
Stamp Duty	\$		
Total amount	\$	Receipt number	

Checklist

- | | | |
|--|--|--|
| <input type="checkbox"/> MCC | <input type="checkbox"/> OMSW or MSAC/MOW | <input type="checkbox"/> EAC |
| <input type="checkbox"/> SUS | <input type="checkbox"/> WSC rates | <input type="checkbox"/> Mine Operator/Exemption |
| <input type="checkbox"/> WLL | <input type="checkbox"/> Res Ins / Stat Dec | |
| <input type="checkbox"/> Identification (Holder) | <input type="checkbox"/> Identification (Transferee) | |

Document control

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

CM9 Reference: DOC20/487761

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.
December 2020	2.0	Remove option for cheque payment as per policy