



MINING LEASE: APPLICATION

USE THIS FORM TO: Apply for a mining lease for minerals or extractive minerals

Section A: Applicant(s)

	NAME OF COMPANY or INDIVIDUAL	% SHARE		ⓘ List all applicants and their percentage share in the application.
Applicant 1			%	
Applicant 2			%	
Applicant 3			%	
Applicant 4			%	

Section B: Mineral details

Lease type	<input type="checkbox"/> Mineral Lease (ML)	<input type="checkbox"/> Extractive Minerals Lease (EML)	ⓘ Tick one box only. Specify mineral name/s, not just symbol, e.g. "Gold" not "Au".
Mineral(s) sought			

Section C: Lease area

<input type="checkbox"/> The whole of the land comprised in mineral claim (MC) or retention lease (RL) number/s:		ⓘ Provide all mineral claim and retention lease numbers for the application area.
<input type="checkbox"/> The portion of the land shown on the attached plan, comprised in mineral claim (MC) or retention lease (RL) number/s:		
Local Council area		

Section D: Owners of Land and Notice of Entry

	Title Reference	Owner of land*	Date Form 21 served on owner or date agreement signed	ⓘ Proof of service and/or a copy of any agreement, signed by all parties, must be attached if not previously submitted.
*Provide details of the land owner/s within the claim area, and how Notice of Entry (Form 21) was served, in accordance with section 58A of the Act. OR Provide details of any agreements with owner/s of land to authorise entry, in place of a notice of entry.				

Section E: Exempt Land

Provide details of any land within the claim area that is 'exempt land' under section 9 of the Act.

	<i>i</i> A waiver must be negotiated and lodged in accordance with the Regulations before mining operations can commence on exempt land.

Section F: Native title land

Provide details of any land where native title [under the *Native Title (South Australia) Act 1994*] exists **or might exist**, even if there are no current claims or declarations.

	<i>i</i> Provide an extract from the State Native Title Register and/or the Register of Native Title Claims (Cwth) if any exist.

NOTE: The Minister may refuse an application for a lease over native title land if the applicant is not proceeding with reasonable diligence to obtain the necessary agreement or determination.

Section G: Attachments

Ensure that the following items are included with your application.

<input type="checkbox"/> A mining proposal document that meets the requirements of section 35(1) of the Act	<i>i</i> Applications must contain these items in order to be valid. Please tick each box to confirm. <i>i</i> Current copies must be less than three months old.
<input type="checkbox"/> A plan showing the area(s) of the mineral claims / retention leases and the area of the proposed lease	
<input type="checkbox"/> A current copy of each title and proof of service / copy of any agreement with each land owner (Section D)	
<input type="checkbox"/> Attach a plan showing exempt land and copies of any negotiated waivers (Section E)	
<input type="checkbox"/> Each applicant must complete a separate copy of the 'applicant details' page for each applicant	
<input type="checkbox"/> Capital cost declaration (if applicable)	

By completing and submitting this application, the applicant(s) as stated in the attached 'applicant details' page certify that this application and mining proposal are accurate and are compliant with section 35(1) of the Act, and regulations 30(1) and 30(2) (and any published Ministerial determination under 30(3)) of the associated *Mining Regulations 2011*.

Section H: Calculation of Fees Payable

All Lease Applications	Application for a mining lease – Base Component	\$		<i>i</i> Refer to the current fee schedule for the applicable fee. Annual production as estimated in the mining proposal document or attach information. Attach Capital cost calculation . Refer to the guideline below.
	Application for a mining lease – Advertising Component	\$		
— PLUS —				
Extractive Minerals Lease Applications (Tick One Only)	<input type="checkbox"/> Annual production of less than 100,000 tonnes <input type="checkbox"/> Annual production of 100,000 tonnes or more	\$		
OR				
Mineral Lease Applications (Tick One Only)	<input type="checkbox"/> Within the area of a council or a reserve - capital cost of < \$1,000,000 <input type="checkbox"/> Within the area of a council or a reserve - capital cost of >= \$1,000,000 <input type="checkbox"/> Outside the area of a council or a reserve - capital cost of < \$1,000,000 <input type="checkbox"/> Outside the area of a council or a reserve - capital cost of >= \$1,000,000	Capital Cost Declaration \$	\$	

Section I: Payment Details

Fee	Total of Fees from Section H		\$		<i>i</i> Refer to the current fee schedule for the applicable fee. CVV Code is the last 3 digits printed in the signature block on the back of the credit card.
Payment method	<input type="checkbox"/> Cash - in person only. Do not post.			OFFICE USE ONLY RECEIPT	
	<input type="checkbox"/> Cheque - made out to 'DSD'				
	<input type="checkbox"/> Money Order				
	<input type="checkbox"/> Credit Card - DSD to contact applicant for card details				
	<input type="checkbox"/> Credit Card - details below				
Card number					
Expiry MM/YYYY		CVV Security Code			
Cardholder name					
Cardholder signature					

Section J: Certification that application is complete and correct

APPLICANT 1	Individual or Company Representative 1		Individual's Witness or Company Representative 2		<i>i</i> Ensure that applicants sign in the correct order, as listed on page 1. COMPANY: Sign in accordance with the <i>Corporations Act</i> . If agent, written authority must be provided. INDIVIDUAL: witness certifies that the individual named above is the person whose signature appears here. Applications in an individual's name must be witnessed by a person who is not a beneficiary of the application (e.g. not a joint applicant).
Print Name	1.		2.		
Signature	1.		2.		
APPLICANT 2	Individual or Company Representative 1		Individual's Witness or Company Representative 2		
Print Name	1.		2.		
Signature	1.		2.		
APPLICANT 3	Individual or Company Representative 1		Individual's Witness or Company Representative 2		
Print Name	1.		2.		
Signature	1.		2.		
APPLICANT 4	Individual or Company Representative 1		Individual's Witness or Company Representative 2		
Print Name	1.		2.		
Signature	1.		2.		



MINING LEASE: APPLICANT DETAILS

USE THIS FORM TO:

Provide the details of a new client, or provide updated details for an existing client. One company or one individual per page only. No joint names

This applicant's percentage share		%	Applicant number		of		i Provide the total number of applicants.
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Applicant type: **Company**

Company name					i If 'Company', provide registered business street address , and either an ABN or ACN. New company clients need to attach a copy of their certificate of business registration.
ABN		ACN			
Registered address line 1					
Registered address line 2					
Suburb / Locality		State	Postcode		
<input type="checkbox"/> Individual					
Surname		Given names			

Applicant Contact Details Postal address is the same as company registered address above

Postal Address Line 1					i Provide a postal address if it is different to the registered business street address.
Postal Address Line 2					
Suburb / Locality		State	Postcode		
Email					
Website					
Telephone		Fax			

Contact Person for Queries

Contact Name		Position / Role			i A contact person must be nominated for each client.
Email					
Telephone		Mobile			

Certified Correct

Name					i May be certified by any appropriate person.
Signature					



MINING LEASE: APPLICATION

APPENDIX A: MINING LEASE AND MISCELLANEOUS PURPOSES LICENCE ASSESSMENT FEE

(i) The following information is provided as a guide only.

EXTRACTIVE MINERALS LEASE APPLICATIONS:

The calculation of the assessment fee for an Extractive Minerals Lease application is based on the *estimated annual production* for the proposed operation.

The declared *estimated annual production* will be assessed in accordance with the Mining Lease Proposal lodged with the application for the Extractive Minerals Lease.

Please refer to the current [Schedule of fees under the Mining Act 1971](#) for the fee payable.

MINERAL LEASE AND MISCELLANEOUS PURPOSES LICENCE APPLICATIONS:

The calculation of the assessment fee for a Mineral Lease and a Miscellaneous Purposes Licence application is now based on the *capital cost* and location of the proposed lease and/or licence. *Capital cost* has been defined in the Regulations to provide clarity on what costs applicants are required to consider when calculating and declaring the total *capital cost*. It only includes costs incurred or reasonably expected to be incurred prior to operations commencing.

Applicants who require a combination of several mining tenements for a single project, i.e. a combination of a Mineral Lease and one or more Miscellaneous Purposes Licences, should discuss this requirement with the Department prior to submitting their applications. Applicants will be encouraged to submit a consolidated package of applications as the Department has the discretion to waive multiple assessment fees ensuring the total cost of the fee is capped and commensurate with the complexity of the applications.

Mining Regulations 2011 – regulation 3 – Interpretation capital cost means—

- (a) *in relation to a mining lease, the aggregate of the costs incurred or reasonably expected to be incurred before operations constituting the mining or recovery of minerals commence under the lease; or*
- (b) *in relation to a miscellaneous purposes licence, the aggregate of the capital costs incurred or reasonably expected to be incurred under or in connection with the licence, including costs associated with any of the following:*
- (c) *engineering, planning or design work;*
- (d) *works associated with open pit development or underground working development;*
- (e) *constructing or installing infrastructure for the operations including—*
 - (i) *pit and underground infrastructure; and*
 - (ii) *fixed plant; and*
 - (iii) *rock and tailings waste storage facilities; and*
 - (iv) *buildings, powerlines, bores and roads;*
- (f) *constructing or installing structures, or undertaking earthworks, to prevent, or limit, damage to or impairment of, the environment by the operations;*
- (g) *measures associated with the assessment, management, limitation and remediation of the environmental impacts of the operations;*
- (h) *making provision for contingencies, excluding any costs incurred or reasonably expected to be incurred in acquiring land or constructing or installing infrastructure outside the area of the mining lease or miscellaneous purposes licence (as the case may be).*

CAPITAL COST DECLARATION AND CALCULATION:

An applicant for a Mineral Lease and/or a Miscellaneous Purposes Licence is now required to declare the *capital cost* of the proposed project on the application form (Form 10 - Section G Calculation of Fees Payable).

The Applicant is required to provide specific information to support the *capital cost* declaration as an attachment to the application.

The Department will assess the information provided with the application to ensure it meets the requirements of the Mining Regulations and that it is consistent with any public information.

Please refer to the examples below of the information that may be provided to support a *capital cost* calculation:

Example 1 – Open Pit Mine

Capital Cost breakdown	Cost \$(AUD)
Open Pit Pre-strip	
Mobile Equipment	
Mine related Infrastructure	
Processing Plant	
Process Plant related infrastructure	
Ancillary Buildings	
Engineering Design	
Project Management Costs	
Environmental Monitoring	
Contingency	
Total	

Example 2 – Underground Mine

Capital Cost breakdown	Cost \$(AUD)
Underground Mining	
Underground Infrastructure	
Process infrastructure	
Onsite infrastructure and utilities	
Freight and Logistics	
Project Costs	
Owners Costs	
Contingency	
Total	

Example 3 – Direct/Indirect Cost Model

Capital Cost breakdown	Cost \$(AUD)
Direct Costs	
Overall Site	
Mining	
ROM Pad	
Crushing	
Crushed Ore Stockpile	
Grinding and Flotation	
Tailings	
Site Services and Utilities	
Ancillary Buildings	
Plant Mobile Equipment	
Indirect Costs	
Construction Indirect costs	
Spares	
First Fills	
Freight and Logistics	
Commissioning	
EPCM	
Owners Costs	
Contingency	
Total	

ASSESSMENT FEE PAYABLE:**Capital Cost less than \$1,000,000**

For a Mineral Lease and/or Miscellaneous Purposes Licence application where the expected *capital cost* is less than \$1,000,000 the assessment fee is as per Schedule of Fees.

Capital Cost more than \$1,000,000

For a Mineral Lease and/or Miscellaneous Purposes Licence application where the expected capital cost is more than \$1,000,000 the assessment fee varies depending on where the proposed project is to be located and the expected *capital cost*. The assessment fee is calculated as a percentage of the expected *capital cost* up to a maximum capped fee of \$200,000*.

The percentage payable is dependent on the location of the proposed lease or licence. Where a proposed project is outside the area of a council and outside the area of a reserve (within the meaning of the [National Parks and Wildlife Act 1972](#)), the fee is calculated as **0.125%*** of the expected *capital cost*. Please refer to Example 4.

Where a proposed project is within the area of a council or a reserve, the fee is calculated at **0.25%*** of the expected *capital cost*. Please refer to Example 5.

Example 4 – Assessment fee for Mineral Lease and/or Miscellaneous Purposes Licence Application outside the area of a council and outside the area of a reserve:

For an application where the location of the proposed project is outside the area of a council and is also outside a reserve the assessment fee is calculated at **0.125%*** of the *expected capital cost* up to a maximum capped fee of \$200,000*.

Capital Cost	Percentage of Capital Cost*	Calculated Assessment Fee	Set Assessment Fee
<\$1,000,000			\$1,000
\$2,000,000	0.125%	\$2,500	
\$5,000,000	0.125%	\$6,250	
\$10,000,000	0.125%	\$12,500	
\$25,000,000	0.125%	\$31,250	
\$50,000,000	0.125%	\$62,500	
\$75,000,000	0.125%	\$93,750	
\$80,000,000	0.125%	\$100,000	
\$100,000,000	0.125%	\$125,000	
\$150,000,000	0.125%	\$187,500	
\$160,000,000	0.125%	\$200,000	
>\$160,000,000			\$200,000

*Percentage of Capital Cost correct as at 19 January 2015

Example 5 – Assessment fee for Mineral Lease and/or Miscellaneous Purposes Licence Application within the area of a council or within the area of a reserve:

For an application where the whole or any part of the proposed project is *within the area of a council* or *within a reserve* the assessment fee is calculated at **0.25%*** of the expected *capital cost* up to a maximum capped fee of \$200,000*.

Capital Cost	Percentage of Capital Cost*	Calculated Assessment Fee	Set Assessment Fee
<\$1,000,000			\$1,000
\$2,000,000	0.25%	\$5,000	
\$3,000,000	0.25%	\$7,500	
\$4,000,000	0.25%	\$10,000	
\$5,000,000	0.25%	\$12,500	
\$10,000,000	0.25%	\$25,000	
\$25,000,000	0.25%	\$62,500	
\$50,000,000	0.25%	\$125,000	
\$75,000,000	0.25%	\$187,500	
\$80,000,000	0.25%	\$200,000	
>\$80,000,000			\$200,000

* Percentage of Capital Cost correct as at 19 January 2015

Please refer to the current [Schedule of fees under the Mining Act 1971](#) for the fee payable.