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| **FORM 12** | Mining Act 1971 (“the Act”) - Part 7 | C:\UserData\Documents\gosa_BW_v.png |
| **RETENTION LEASE: APPLICATION** |
| **USE THIS FORM TO:** | Apply for a retention lease over all or part of a mineral claim or exploration licence |

**Section A:** Applicant(s)

|  |  |  |  |
| --- | --- | --- | --- |
|  | NAME OF COMPANY or INDIVIDUAL | % SHARE | MC900293188[1]List all applicants and their percentage share in the application. |
| Applicant 1 |  |  | % |
| Applicant 2 |  |  | % |

**Note: Each party must complete a separate copy of the ‘applicant details’ page attached to this form.**

**Section B:** Lease area

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| --- | --- | --- |
| ❑ The whole of the land comprised in mineral claim (MC) number(s) |  | MC900293188[1]Provide all MC/EL numbers in the application area.MC900293188[1]Maximum 5 year term. |
| ❑ The portion of the land shown on the attached plan, comprised in mineral claim (MC) number(s) |  |
| ❑ The land shown on the attached plan, comprised in exploration licence (EL) number(s) |  |
| Local Council area |  | Lease term (years) |  |

**Section C:** Reason for retention lease

|  |  |  |
| --- | --- | --- |
| Indicate the reason for applying for a RL: | ❑ To carry out authorised operations to obtain information required to support an application for a mining lease, where those authorised operations are not suited to being conducted under an exploration licence | MC900293188[1]See section 43(1) of the Act for instances where a RL may be granted. |
| ❑ Where, for economic or other reasons, the applicant is justified in not proceeding immediately to mine the land under a mining lease. |

**Section D:** Minerals sought

|  |  |  |  |
| --- | --- | --- | --- |
| Mineral type |  |  | MC900293188[1]Tick one box only.MC900293188[1]Specify mineral name, not just the symbol e.g. “Gold” not “Au”. |
| Mineral(s) sought |  |
|  |  |

Please refer to the SA Commodity list for information on mineral commodity types:

<https://www.energymining.sa.gov.au/__data/assets/pdf_file/0005/681575/Mineral_commodity_list.pdf>

**Section E:** Native title land

|  |  |  |  |
| --- | --- | --- | --- |
| Does ‘native title land’ exist within the lease area? |  |  | MC900293188[1]Part 9B of the Act sets out what procedures must be undertaken prior to the conduct of mining activities on ‘native title land’. |
|  | Native Title land means land where native title does or might exist, but does not include land where native title has been extinguished (as found or declared by an appropriate court). Land held under certain titles (including freehold and some perpetual leases) is not native title land.**Note: If land is native title land, you must comply with the provisions of Part 9B of the Act. 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 F:** Owners of Land and Notice of Entry

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| Provide details of the land owner(s) within the proposed retention area and service dates for each Notice of Entry served in accordance with the Mining Act.**OR**Provide details of any agreements with owner(s) of land to authorise entry in lieu of a Notice of Entry. | Land Title Reference | Owner of land | Date Notice of Entry served on owner | MC900293188[1]A copy of each land title (less than 3 months old), proving land ownership, **must be attached**.MC900293188[1]A completed Form 21D serving notice that an agreement exists **must be attached,** if not already provided. |
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**Note: A Notice of Entry must have been served on all relevant owners of land e.g. pastoral lessee, native title party and/or petroleum exploration licence holder.**

**Note: please provide additional details on an attachment if required.**

**Section G:** Exempt Land

|  |  |  |  |
| --- | --- | --- | --- |
| Does ‘exempt land’ exist within the lease area? |  |  | MC900293188[1]Section 9 of the Act sets out all categories of exempt land.MC900293188[1]Identify exempt land in the **area plans provided.** |
|  | **If no, please proceed to Section I.** |
|  | Certain land is exempt from exploration or mining and cannot be explored or mined without permission from the landowner. **Note: Exempt land categories include, for example, land that is:*** **Lawfully and genuinely used as a yard, garden, cultivated field, plantation, orchard or vineyard;**
* **Situated within the prescribed distance of a building or structure used as a place of residence; or**
* **Situated within the prescribed distance of a spring, well, reservoir or dam.**
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| --- | --- | --- | --- | --- |
| Provide details of any ‘exempt land’ within the proposed retention area and identify the feature(s) giving rise to the exempt status. | Owner of land | Details of exempt land | Feature(s) giving rise to exempt status | MC900293188[1]Land may be considered exempt even if the mining operations are not on that land (e.g. the authorised operations are on a neighbouring property, but within the prescribed distance of a home). |
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| Provide details of any waiver of exemption(s) that has been negotiated. |  | MC900293188[1]A copy of the notice of each waiver (Form 23C) **must be attached,** if not already provided. |
|  |
|  |

**Section H:** Attachments

|  |  |  |
| --- | --- | --- |
|  | ❑ A separate copy of the ‘Applicant Details’ page has been completed for each applicant | MC900293188[1]Applications **must** contain these items in order to be valid. |
| ❑ A plan showing the area of the mineral claim(s)/exploration licence(s) and the area of the proposed retention lease |
| ❑ Any notices or agreements referenced in sections E, F or G above that have not been submitted to the Mining Registrar previously, or that have changed or expired since last submitted |
| ❑ A Proposal document, which meets the requirements of section 44 of the Act, and regulations 31, 46 and 47 of the *Mining Regulations 2020*. |
|  | ❑ A completed Section J and K |  |

**Section I:** Declaration that application is complete and accurate

I declare the information provided in this application is complete and accurate.

|  |  |  |  |
| --- | --- | --- | --- |
| **APPLICANT 1** | Individual or Company Representative 1 | Individual’s Witness or Company Representative 2 | MC900293188[1]Ensure that applicants sign in the order listed in Section A. |
| 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. |  |

**COMPANY:** Sign in accordance with the *Corporations Act 2001*. If agent, written authority must be provided.

**INDIVIDUAL:** Signature must be witnessed by a person who is not a beneficiary of the application (e.g. not a joint applicant).

**Please refer to Sections J and K for Payment Details**

**Section J:** Calculation of Fees Payable

|  |  |  |
| --- | --- | --- |
|  | FEES | MC900293188[1]Refer to the current fee schedule for the applicable fees. |
| All Lease Applications | Application for a retention lease – Base Component | 🗹 | $ |  |
| Lease Applications – Exploration Operations Only **PLUS** |  | ❑ | $ |  |  |
| All Other Lease Applications **OR** |  | ❑ | $ |  |  |
| Lease Applications – not for exploration operations only**AND** | Application for a retention lease – Advertising Component\*\*Only applicable for RLs **not** for exploration operations onlyIf relevant – include current advertising component fee | ❑ | $ |  |  |
| **Total** | Sum of relevant fees above | $ |  |  |

**Section K:** Payment details

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| Fee | **Retention Lease – application**  | **$** |  | MC900293188[1]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 |  | **OFFICE USE ONLY** |
| RECEIPT |
| Card Number |  | Visa / MasterCard (circle one) |
| Expiry MM/YYYY |  | CVV Security Code |  |
| Cardholder Name |  |
| Cardholder Signature |  |

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| **FORM 12** | Mining Act 1971 (“the Act”) - Part 6A | C:\UserData\Documents\gosa_BW_v.png |
| **RETENTION 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’spercentage share |  | **%** | Applicant number |  | of |  | MC900293188[1]Provide the total number of applicants. |

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| Applicant type: |  |  |  |  |  |
| Company name |  | MC900293188[1]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 |
|  |  |  |  |  |
| Surname |  | Given names |  |
| Applicant Contact Details  |  |
| Postal Address Line 1 |  | MC900293188[1]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 |  | Mobile |  |
| Contact Person for Queries |  |
| Contact Name |  | Position title |  | MC900293188[1]A contact person **must** be nominated for each client. |
| Email |  |
| Telephone |  | Mobile |  |
| Do you consent to receiving electronic correspondence from the Department regarding tenement matters? |  |  |
| Certified Correct |  |
| Name |  | MC900293188[1]May be certified by any appropriate person. |
| Signature |  |