

Application to nominate an authority holder

Form AD7, *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

Resource Operations

Phone +61 2 4063 6600 (8.30am – 4.30pm)

resource.operations@planning.nsw.gov.au

Note

- any reference to the 'Division' in this form, refers to **Mining, Exploration and Geoscience**

How to submit this form

- By email:** Send an electronic copy of the form including any attachments to resource.operations@planning.nsw.gov.au
- By mail:** Mail your form and any attachments to Mining, Exploration and Geoscience, Resource Operations, PO Box 344, Hunter Region Mail Centre NSW 2310
- In person:** Submit your application in person at the Department office, 516 High Street, Maitland, New South Wales. Office hours are 8.30am to 4.30pm
- Facsimile:** +61 2 4063 6973

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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 the information upon which they rely is up to date and to check the currency of the information with the appropriate officer of the Regional NSW or the user's independent adviser.

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access and correct any information the Department holds if that information is inaccurate, incomplete, not relevant or out of date.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

Complete this form if you are an applicant or tenderer for an authority in New South Wales who wishes to nominate a person to whom the authority is to be granted.

This form has been prepared for the purposes of [s133](#) of the *Mining Act 1992*.

If there is insufficient room in 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*.

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*).

How to submit this form

Refer to the cover page for details.

Next steps

This notice to the Secretary will be considered and the Department will notify you in writing of the outcome.

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1 Application/Tender details

Type	Number	Act

Select type: Application
 Tender

2 Applicant/s or tenderer/s details

Provide the full name of current applicant/s or tenderer/s, contact details and if applicable, the ACN or ARBN (for foreign companies).

1 st Applicant or tenderer details	
Name	
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 or tenderer details	
Name	
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 or tenderer details

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

Additional current applicants or tenderers

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 current applicants or tenderers.

Additional current applicants or tenderers

3 Contact for this application

Any correspondence in relation to this application will be sent to this person.

Details

Contact name	
Position held	
Company	
Postal address	
Phone (incl area code)	
Mobile	
Email	

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)

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4 Nominated authority holder/s details

Provide the full name of nominated authority holder/s, contact details and if applicable, the ACN or ARBN (for foreign companies). To be eligible to hold an authority, you must be a person 18 years of age or older.

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 Nominated authority holder 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 Nominated authority holder 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 Nominated authority holder 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 authority holders

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 authority holders.

Additional authority holders

5 Technical capability

Nominate a technical manager who will be responsible for supervising operations and geoscientific reporting.

The technical manager is required to have tertiary qualifications in geoscience, mining engineering or other relevant qualifications and have appropriate experience in exploration for the commodity sought.

You must provide the person's contact details and confirmation of their acceptance of the role. Note that this does not make the person liable for any other matters relating to this application.

You can attach the contact details and acceptance as a letter or enter the information below.

I have attached documentation with the technical manager details and acceptance of the role

OR

I have entered the technical manager details and authorisation below:

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Contact details

Name	
Position	
Company	
Phone	
Email	

Professional associations: Provide the name and member number of any relevant professional associations (eg AusIMM, AIG) to which the technical manager belongs, or list relevant qualifications and experience.

Signature: Provide the signature of the nominated technical manager to confirm their acceptance of the role.

6 Statements of compliance, environmental performance and financial history

The applicant/s must provide Statements of compliance, environmental performance and financial history (the Statement). Complete the [Statement template](#) and indicate how the Statement has been provided.

I have attached the Statement to my application

OR

I have submitted the Statement online – the reference number is

7 Proposed work program or current development consent

For a mining authority, provide a proposed work program that meets the requirements of [s129A](#) of the *Mining Act 1992* or a current development consent under the [Environmental Planning and Assessment Act 1979](#).

For a prospecting authority, provide a proposed work program using the [prospecting title work program](#) form. Before completing this form, read the [Exploration guideline: work programs for prospecting titles](#).

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Option A:

- I have attached a proposed work program using the [approved form](#) that:
- indicates the nature and extent of operations to be carried out under the authority conferred by the relevant authority, and
 - sets out commitments relating to the conduct of those operations (such as the timing of the operations), and
 - provides for the carrying out of activities (such as community consultation and environmental management and rehabilitation) in connection with, or ancillary to, those operations, and complies with the regulations

OR

Option B:

- I have attached a copy of the appropriate current development consent that embraces the entire lease area applied for

OR

Option C:

- The proposed work program or development consent submitted with the original application have **not changed** therefore I have **not** attached a proposed work program or a copy of current development consent

8 Checklist of items to be included with this application

Item		Reference
For foreign entities, proof that the nominated authority holder is authorised to operate and carry out business in New South Wales.	<input type="checkbox"/>	Question 4
Technical capability support documentation	<input type="checkbox"/>	Question 5
Statements of compliance, environmental performance and financial history (where not lodged online)	<input type="checkbox"/>	Question 6
Proposed work program (if applicable)	<input type="checkbox"/>	Question 7
For agents only – evidence of appointment as agent, if this has not been previously supplied to the Department	<input type="checkbox"/>	Question 9

8.1 Have you lodged all the required information with this form?

- Yes
- No – I will provide outstanding information within 10 business days of lodging this application*

*Failure to supply the information within this timeframe may be considered as grounds for refusing the application under cl6(d) sch1B

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9 Declaration

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

9.1 Applicant/s or tenderer/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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9.2 Agent authorised to act for the applicant/s or tenderer/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	

Document control

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

CM9 Reference: DOC20/442538

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.