

Form AD8

Application for suspension of conditions of an authority

Mining Act 1992

February 2018 | v2.0

More information

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

Division of Resources and Geoscience

Titles Customer Assistance Line

Phone +61 2 4931 6500 (9:30am-4:30pm)

titles.services@industry.nsw.gov.au

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The information contained in this publication is based on knowledge and understanding at the time of writing. 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 NSW Department of Planning and Environment or the user's independent advisor.

Privacy statement

This information is collected by the NSW Department of Planning and Environment 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access and correct any information the Department holds if that information is inaccurate, incomplete, not relevant or out of date.

When to use this form

Complete this form if you are the holder of an authorisation in New South Wales and you wish to request the suspension of all or any of the conditions of the authorisation.

This form has been prepared for the purposes of [Schedule 1B, Clause 14](#) of the *Mining Act 1992*.

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

Important notes

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 [Schedule 1B, Clause 6\(d\)](#) of the *Mining Act 1992*.

If this application is lodged by an agent on behalf of the authority holder/s, the NSW Department of Planning and Environment (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 ([Clause 97](#) of the *Mining Regulation 2016*).

Titleholders must continue to comply with all the conditions of the authorisation until such time as an approval to suspend a condition is granted. To avoid potential compliance action by the Department, titleholders should lodge applications to suspend conditions in a timeframe that allows adequate time for the processing and determination of the application by the Department.

A condition that is prescribed by the regulations cannot be suspended.

If you are the holder of a mineral claim, you are not permitted to suspend a condition for longer than 3 months at a time.

How to submit this form

- **By email:** Send an electronic copy of the form including any attachments to titles.services@industry.nsw.gov.au
- **By mail:** Mail your form, any attachments to Division of Resources and Geoscience, Titles Services, PO Box 344, Hunter Region Mail Centre NSW 2310.
- **In person:** Submit your application in person at the Division of Resources and Geoscience's Titles Services office, 516 High Street, Maitland, New South Wales. Office hours are 9.30am to 4.30pm.

Next steps

We will notify you in writing of the outcome of your application. If a decision is made to suspend any condition, the suspension will take effect on the date on which you are provided with the notice.

1 Authority details

Provide the details of the authority

Type	<input type="text"/>	Number	<input type="text"/>	Act	<input type="text"/>
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2 Authority holder/s details

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

Name	<input type="text"/>
ACN / ARBN	<input type="text"/>
Registered street address	<input type="text"/>
Postal address	<input type="checkbox"/> Same as above Enter here if different

Name	<input type="text"/>
ACN / ARBN	<input type="text"/>
Registered street address	<input type="text"/>
Postal address	<input type="checkbox"/> Same as above Enter here if different

Name	<input type="text"/>
ACN / ARBN	<input type="text"/>
Registered street address	<input type="text"/>
Postal address	<input type="checkbox"/> Same as above Enter here if different

Additional authority holders

Provide the full name, registered street address, postal address details and if applicable ACN or ARBN (for foreign companies) of additional authority holders.

<input type="text"/>

3 Contact for this application

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

Contact name	<input type="text"/>
Position held	<input type="text"/>

Company	<input type="text"/>
Postal address	<input type="text"/>
Phone (inc. area code)	<input type="text"/>
Mobile	<input type="text"/>
Email	<input type="text"/>

Your preferred contact method

- Email (For companies – provide a generic company email address which is regularly monitored rather than an individual employee’s email address.)
- Mail (including DX)

4 Conditions for which the suspension is sought

Provide details of the condition/s in relation to which the suspension is sought, the period for which the suspension is sought or the event that the suspension is to be in place until and the basis on which you seek the suspensions) with the information to support the application for a suspension.

Period:	Start date	<input type="text"/>
	End date	<input type="text"/>
Condition(s)	<input type="text"/>	
Reasons to support suspension and duration	<input type="text"/>	

Attach additional information where a different suspension duration or grounds are sought for different conditions.

5 Checklist of items to be included with this application

Item	Reference	
Details on conditions for which the suspension is sought	<input type="checkbox"/>	Question 4
For agents only – evidence of appointment as agent, if this has not been previously supplied to the department	<input type="checkbox"/>	Question 6

6 Declaration

This form should be signed by the authority holder or an agent authorised to act on the authority holder's behalf.

I/We declare that the information provided in this application is true and correct. I/We understand that under [Part 5A](#) of the *Crimes Act 1900*, that knowingly giving false or misleading information is a serious offence; and under [Section 378C](#) of the *Mining Act 1992* any person who provides information that the person knows to be false or misleading is also guilty of an offence, for which they may be subject to prosecution.

6.1 Authority holder/s

Name	
Position/title	
Date	
Signature	

Name	
Position/title	
Date	
Signature	

Name	
Position/title	
Date	
Signature	

OR

6.2 Agent authorised to act for the authority holder/s

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

Name	
Position/title	
Date	
Signature	

7 Office use only

Application received:

Time: Date:

Received under delegation from the Secretary

Name

Signature

Document control

Authorised by: Director Titles Services

RM8 Reference: PUB18/65

Amendment schedule

Date	Version #	Amendment
22 December 2017	2.0	New template
1 February 2018	2.1	Removal of fees