

Application for an extension or exemption from reporting

Form ER01, *Mining Act 1992 and Petroleum (Onshore) Act 1991*



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 **'Department'** in this form, refers to **Regional NSW**

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access and correct any information the Department holds if that information is inaccurate, incomplete, not relevant or out of date.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 authorisation holder or titleholder in New South Wales and you want to apply for an extension or exemption from reporting on one or more authorities or titles.

To be considered for an extension of time or exemption from reporting requirements, this form must be lodged **no later than 30 days before the due date of the report** in accordance with [cl67](#) and [cl68](#) of the Mining Regulation 2016 and [cl27](#) and [cl28](#) of the Petroleum (Onshore) Regulation 2016.

Under the Mining Regulation 2016:

- an extension of time can be applied for in respect of the provision of annual reports under [cl59](#) (see [cl67](#)); and
- an exemption can be applied for with respect to the provision of annual, final and partial relinquishment reports required under [cl59](#) to [cl61](#), or for any other report required with respect to operations (see [cl68](#)).

Under the Petroleum (Onshore) Regulation 2016:

- an extension of time can be applied for with respect to the provision of annual, final and partial relinquishment report and reports on drilling and seismic activities required under [cl21](#) to [cl24](#) (see [cl27](#)); and
- an exemption can be applied for with respect to the provision of annual, final and partial relinquishment report and reports on drilling and seismic activities required under [cl21](#) to [cl24](#) or with respect to operations under the petroleum title (see [cl28](#)).

Failure to provide any required reports without reasonable excuse is an offence under either [s163C\(3\)](#) of the *Mining Act 1992* or [s97C\(3\)](#) of the *Petroleum (Onshore) Act 1991*.

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

Important notes

Exemptions from reporting are not generally granted unless in cases of extreme hardship or where there is unnecessary administrative burden such as duplication.

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, [cl34](#) of the Petroleum (Onshore) Regulation 2016).

How to submit this form

Refer to the cover page for details.

Next steps

Once your application has been lodged, the Secretary (or delegate) will make a determination. The Department will notify you in writing of the decision.

For extensions and exemptions requested under [cl67](#) and [cl68](#) of the Mining Regulation 2016 and [cl27](#) and [cl28](#) of the Petroleum (Onshore) Regulation 2016, the Secretary will notify the applicant of the determination in writing within 21 days of receipt of the application.

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1 Authority/title information

List the authority/s or title/s you are seeking an extension or exemption for.

Type	Number	Act

2 Authority/title holder/s details

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

1 st Authority 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

2 nd Authority 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

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3rd Authority 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

Additional authority holders or titleholders

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 or titleholders.

Additional holders

3 Contact for this application

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

Contact 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 Report/s for which you are seeking an extension or exemption

- Annual activity report (licence condition)
 - Annual (geoscientific) report
 - Partial relinquishment (geoscientific) report
 - Final (geoscientific) report
 - Environmental management/rehabilitation report
 - Community consultation report
 - Well completion report (petroleum only)
 - Seismic survey report (petroleum only)
 - Other report – please specify
-
-

5 Current due date of report/s

Current due date of report/s

6 Exemption or period for extension

Exemption or period for extension

- | | | |
|--------------------------|---|--|
| <input type="checkbox"/> | I am seeking an exemption | |
| <input type="checkbox"/> | I am seeking an extension for the period of (eg 'two weeks from the due date') | |

7 Grounds for application

Provide the reason for your request

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8 Declaration

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

8.1 Applicant/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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8.2 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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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: DOC20/442541

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.