



mineral resources

Department:
Mineral Resources
REPUBLIC OF SOUTH AFRICA

**A GUIDELINE FOR A RENEWAL OF A
MINING RIGHT
TO BE SUBMITTED
IN TERMS OF THE MINERAL AND
PETROLEUM RESOURCES
DEVELOPMENT ACT, 2002,
(ACT NO. 28 OF 2002) (the Act)**

1. PREAMBLE

- 1.1. In terms of Section 24(1), any holder of a Mining Right who wishes to apply to the Minister for the renewal of a Mining Right must lodge the application in the following prescribed manner:
 - (a) At the office the Regional Manager in whose region the land is situated;
 - (b) In the prescribed manner; and
 - (c) Together with the prescribed non-refundable application fee.
- 1.2. An application for a renewal of a mining right must:
 - a) State the reasons and period for which the renewal is required;
 - b) Be accompanied by a report reflecting the extent of compliance with the requirements of the approved environmental management programme, the rehabilitation to be completed and the estimated cost thereof; and
 - c) Include a detailed mining work programme for the renewal period.
- 1.3. The Minister must grant the renewal of a mining right if the applicant complies with paragraphs 1.1. and 1.2. above and the holder of the mining right has complied with the:
 - a) terms and conditions of the mining right and is not in contravention of any relevant provisions of the Act or any other law;
 - b) the mining work programme;
 - c) requirements of the prescribed social and labour plan; and
 - d) requirements of the approved environmental management programme.
- 1.4. A mining right maybe renewed for further periods, each of which may not exceed 30 years at a time.
- 1.5. A mining right in respect of which an application for renewal has been lodged shall despite its expiry date remain in force until such time as such application has been granted or refused.

2. APPLICATION FOR RENEWAL OF A MINING RIGHT

- 2.1. An application for the renewal of a mining right in terms of Section 24 of the Act must be completed in the form of Form E contained in Annexure I, and must be lodged at the respective Regional office.
- 2.2. The renewal application as indicated in 2.1. above must contain:
- (a) the full particulars of the applicant;
 - (b) a plan contemplated in regulation 2(2), showing the mining area in question;
 - (c) the mineral or minerals for which the renewal of the mining right is required;
 - (d) the period for which the renewal is required, together with any possible further renewal periods;
 - (e) reasons why a renewal is required;
 - (f) a detailed report reflecting the mining results, the interpretation thereof and the mining expenditure incurred;
 - (g) a report reflecting the extent of compliance with the requirements of the approved environmental management plan, the rehabilitation to be completed and the estimated cost thereof;
 - (h) a mining work programme contemplated in regulation 11 for the renewal period; and
 - (i) any other information or documentation that the Minister may require in connection with information required under paragraph (a) to (h).
- 2.3. The application for the renewal of a mining right must be lodged together with the application fee specified in regulation 75(1) (c).

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