

THE OFFICIAL GAZETTE 13TH DECEMBER, 2014

LEGAL SUPPLEMENT — B

GUYANA

No. 9 of 2014

REGULATIONS
Made Under
THE MINING ACT
(No. 20 OF 1989)

IN EXERCISE OF THE POWERS CONFERRED
UPON ME BY SECTIONS 67 AND 136 OF
THE MINING ACT, 1989, I DO HEREBY
MAKE THE FOLLOWING REGULATIONS:-

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| Citation and Commencement. | 1. These Regulations may be cited as the Mining (Special Mining) Regulations, 2013, and shall be deemed to have come into effect on the 01 st day of June, 2014, and shall expire on the 30 th May, 2015. |
| Interpretation | 2. In these regulations –

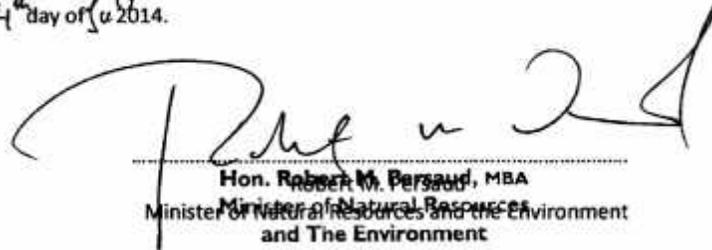
“block” means, areas which have been demarcated by the Commission, and published pursuant to regulation 3 of these regulations.
“Commission” means the Guyana Geology and Mines Commission established under the Guyana Geology and Mines Commission Act No. 9 of 1979. |
| Application | 3. These regulations shall apply only for the purpose of and in relation to location of claims, and applications for and grants of prospecting licences, prospecting permits, mining permits and claim licences, over reserved, previously cancelled areas, otherwise reserved areas, and areas that are from time to time published as cancelled in the Official Gazette which areas shall be offered at lottery or public auction from time to time, and to the extent only as set out in these regulations. |
| Reserved | 4. (1) Areas referred to in regulation 3 above may be the subject of bids for Prospecting Licences, Prospecting Permits (medium scale) or Mining Permits, for any minerals at a public auction at times and dates to be announced, and in accordance with rules as advertised in at least one national daily newspaper.

(2) Areas referred to in regulation 3 above may be the subject of a lottery for Prospecting Permits (medium scale) or Mining Permits and such lottery shall be held at times and dates to be announced, and in accordance with rules as advertised in at least one national daily newspaper. |

- (3) Areas referred to in regulation 3 above which were previously reserved may be the subject of applications by invitation as duly approved by the Committee and Minister for Prospecting Permits (medium scale), Mining Permits or Special Mining Permits, for such period and at a time announced and advertised in at least one daily national newspaper.
- Reversion to vacant state land 5. (1) Areas which were unallocated after being the subject of two lotteries or two auctions shall be available for Location of Claims for a period of one year after the last unsuccessful lottery or auction. The areas which have not been applied for shall revert to being vacant state lands immediately after the last date of the said one-year period and shall be therefrom subject to location or application for grant in accordance with Act No. 20 of 1989 the Mining Act and Regulations.
- (2) Notwithstanding paragraph (2) above the Minister may however, under special circumstances otherwise direct the Committee on instances where paragraph (2) shall not be applied.
- Procedure 6. Fair and transparent procedures shall be applied for the purposes of any determination or decision under these regulations.
- Committee 7. The Minister shall appoint a Committee referred to as the Closed Area Committee comprising of no more than seven persons with the power to decide any matter arising out of or in connection with regulations made with respect to allocation of mineral properties with respect to reserved and designated areas.
- Other areas for deliberation 8. The Committee may from time to time give due consideration and decision in relation to instances which merit grant of alternative areas, that is, where the Committee is satisfied that administrative oversight may have occurred; or where grants of Prospecting of Mining Permits may be deemed to be effected by other land use issues such as Amerindian Titles Lands, Agriculture or related usage.
- Saving 9. Notwithstanding that these regulations would have ceased to have effect as of the 30th day of May, 2015, matters arising under and by virtue of these regulations and which are still

- pending on that date shall not be affected by this cessation but shall be concluded or completed as the case may be.
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| Regulations in addition to and to Prevail | 10. | These regulations are in addition to Regulations currently in force to the extent that these regulations are applicable for the purposes of these regulations. |
| Designation of support areas | 11. | The Committee may designate specific areas as support areas for reservation for landing places, drinking water only, and for infrastructure development should this be found necessary. |
| Development of the Sector | 12. | The Committee will review the merits of applications forwarded by the Minister for land within Closed Areas or State Land. The applications and relevant proposals must lead to, in the opinion of the CAC, the development of the mining sector and the economy. |
| Lands granted in error. | 13. | The Committee shall issue alternative locations to persons or entities in cases where tenure was erroneously granted by the Commission to separate entities. |

Made this 4th day of ¹¹Dec 2014.



Hon. Robert M. Persaud, MBA
Minister of Natural Resources and the Environment
and The Environment