

Mining Regulation 1992

Unvalidated References:

Mining Act 1992

Mining Act 1992

This reprint of this Statutory Instrument incorporates all amendments, if any, made before 25 November 2006 and in force at 28 November 2001.

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Legislative Counsel

Dated 25 November 2006

INDEPENDENT STATE OF PAPUA NEW GUINEA.

No. of 1992.

Mining Regulation 1992

ARRANGEMENT OF SECTIONS.

1. Exploration licence.
2. Special mining lease.
3. Mining lease.
4. Alluvial mining lease.
5. Lease for mining purposes.
6. Mining easement.
7. Application for a tenement.
8. Application for extension of term of a tenement.
9. Application for grant of a consolidated tenement.
10. Application for surrender of a tenement, etc.
11. Application for partial surrender of a tenement, etc.
12. Variation of approved proposals.
13. Notice of objection.
14. Notice of cancellation.
15. Instrument of transfer of tenement.
16. Description of boundary.
17. Application for right to enter land and right to enter land.
18. Caveat.
19. Programme.
20. Variation of approved programme.
21. Bi-annual exploration report.
22. Bi-annual expenditure statement.
23. Notice of intention to negotiate on the mining of alluvial minerals.
24. Annual minimum expenditure.
25. Monthly report.
26. Fees.

- 27. Rents.
- 28. Security.

Mining Regulation 1992

MADE by the Head of State, acting with, and in accordance with, the advice of the National Executive Council under the *Mining Act 1992*, to come into operation on the date of coming into operation of the *Mining Act 1992*.

Dated 200 .

PART I. – TENEMENTS.

1. EXPLORATION LICENCE.

- (1) An exploration licence shall be on Form 1 of Schedule 1.
- (2) An extension of term of an exploration licence shall be on Form 2 of Schedule 1.

2. SPECIAL MINING LEASE.

- (1) A special mining lease shall be on Form 3 of Schedule 1.
- (2) An extension of term of a special mining lease shall be on Form 3 of Schedule 1.

3. MINING LEASE.

- (1) A mining lease shall be on Form 4 of Schedule 1.
- (2) An extension of term of a mining lease shall be on Form 4 of Schedule 1.

4. ALLUVIAL MINING LEASE.

- (1) An alluvial mining lease shall be on Form 5 of Schedule 1.
- (2) An extension of term of an alluvial mining lease shall be on Form 5 of Schedule 1.

5. LEASE FOR MINING PURPOSES.

- (1) A lease for mining purposes shall be on Form 6 of Schedule 1.
- (2) An extension of term of a lease for mining purposes shall be on Form 6 of Schedule 1.

6. MINING EASEMENT.

- (1) A mining easement shall be on Form 7 of Schedule 1.
- (2) An extension of term of a mining easement shall be on Form 7 of Schedule 1.

PART II. – TENEMENTS GENERALLY.

7. APPLICATION FOR A TENEMENT.

An application for a tenement shall be on Form 8 of Schedule 1.

8. APPLICATION FOR EXTENSION OF TERM OF A TENEMENT.

An application for extension of term of a tenement shall be on Form 9 of Schedule 1.

9. APPLICATION FOR GRANT OF A CONSOLIDATED TENEMENT.

An application for a grant of a consolidated tenement under Section 135 of the Act shall be on Form 10 of Schedule 1.

10. APPLICATION FOR SURRENDER OF A TENEMENT, ETC.

(1) An application for surrender of a tenement under Section 137 of the Act shall be on Form 11 of Schedule 1.

(2) An instrument of surrender of a tenement shall be on Form 11 of Schedule 1.

11. APPLICATION FOR PARTIAL SURRENDER OF A TENEMENT, ETC.

(1) An application for partial surrender of a tenement under Section 138 of the Act shall be on Form 12 of Schedule 1.

(2) An instrument of partial surrender of a tenement shall be on Form 12 of Schedule 1.

12. VARIATION OF APPROVED PROPOSALS.

An approval to a variation of approved proposals under Section 45, 54, 72 or 87 of the Act shall be on Form 13 of Schedule 1.

13. NOTICE OF OBJECTION.

A notice of objection under Section 62(1), 78(1), 94(1) or 107 of the Act shall be on Form 12 of Schedule 1.

14. NOTICE OF CANCELLATION.

A notice of cancellation of a tenement under Sections 142 and 143 of the Act shall be on Form 15 of Schedule 1.

15. INSTRUMENT OF TRANSFER OF TENEMENT.

An instrument of transfer of a tenement under Section 118 of the Act shall be on Form 16 of Schedule 1.

16. DESCRIPTION OF BOUNDARY.

A description of a boundary under Section 24, 35, 42, 52, 70, 85, 97, 135 or 138 of the Act shall be on Form 17 of Schedule 1.

17. APPLICATION FOR RIGHT TO ENTER LAND AND RIGHT TO ENTER LAND.

(1) An application for the right to enter land under Section 96(4), 97(2) or 165 of the Act shall be on Form 18 of Schedule 1.

(2) A right to enter land under Section 96(4), 97(2) or 165 of the Act shall be on Form 18 of Schedule 1.

18. CAVEAT.

A caveat under Section 127 of the Act shall be on Form 19 of Schedule 1.

PART III. – EXPLORATION LICENCES.

19. PROGRAMME.

A programme to accompany an application for an exploration licence under Section 24 of the Act or for a variation of an approved programme under Section 27 of the Act shall be on Form 20 of Schedule 1.

20. VARIATION OF APPROVED PROGRAMME.

An approval of variation of approved programme in relation to an exploration licence under Section 27 of the Act shall be on Form 21 of Schedule 1.

21. BI-ANNUAL EXPLORATION REPORT.

A report in respect of an exploration licence required under Section 32(1)(a) of the Act shall be on Form 22 of Schedule 1.

22. BI-ANNUAL EXPENDITURE STATEMENT.

A report summarizing acceptable expenditure in respect of an exploration licence required under Section 32(1)(b) of the Act shall be in Form 23 of Schedule 1.

23. NOTICE OF INTENTION TO NEGOTIATE ON THE MINING OF ALLUVIAL MINERALS.

Notice by the holder of an exploration licence under Section 64 of the Act that he wishes to negotiate on the mining of alluvial minerals shall be on Form 24 of Schedule 1.

24. ANNUAL MINIMUM EXPENDITURE.

The annual minimum expenditure in relation to an exploration licence is as set out in Schedule 2.

PART IV. – MINING LEASE.

25. MONTHLY REPORT.

A monthly report required by the holder of a mining lease under Section 47 of the Act shall be on Form 25 of Schedule 1.

PART V. – FEES.

26. FEES.

Fees payable under the Act shall be as set out in Schedule 2.

27. RENTS.

Rents payable in respect of a tenement are as set out in Schedule 2.

28. SECURITY.

The sums payable as security are as set out in Schedule 2.

SCHEDULE 1.

Form 1.—Exploration licence.

INDEPENDENT STATE OF PAPUA NEW GUINEA.

Mining Act 1992.

Mining Regulation 1992.

Act, Sec. 20
Reg., Sec. 1(1)

FORM 1.

EXPLORATION LICENCE.

I, _____, the Minister for Minerals and Energy, by virtue of the powers conferred by the *Mining Act* 1992, grant to _____ of _____ Exploration Licence No. _____ over land situated near _____ and more particularly described in Schedule 1 attached hereto, as may be varied from time to time, but not including any portion of land comprising any existing exploration licence or any other tenement whether existing or granted subsequently, except a mining easement for which the land has not been excised, for a term of _____ months/years from this date for the purpose of carrying out exploration for minerals in accordance with the Act and subject to the following conditions:—

- (i) The holder shall comply with the programme described in Schedule 2 attached hereto as may be varied from time to time;

(ii) Subject to any agreement made under Section 17 of the Act the State reserves the right to elect at any time, prior to the commencement of mining, to make a single purchase up to 30% equitable interest in any mineral discovery arising from this licence, at a price *prorata* to the accumulated exploration expenditure and then to contribute to further exploration and development in relation to the lease on a *prorata* basis unless otherwise agreed.

DATED at _____ this _____ day of 20 .

Minister for Minerals and Energy

Accompanying schedules
Schedule 1. Description of boundary
Schedule 2. Programme

To be used for the grant of an exploration licence under Section 20 of the Act.

Form 2.—Extension of term of an exploration licence.

INDEPENDENT STATE OF PAPUA NEW GUINEA.

Mining Act 1992.

Mining Regulation 1992.

Act, Sec. 28
Reg., Sec. 1(2)

FORM 2.

EXTENSION OF TERM OF AN EXPLORATION LICENCE.

I, _____, the Minister for Minerals and Energy, by virtue of the powers conferred by the *Mining Act* 1992, extend the term of Exploration Licence No. _____ over land situated near _____ and more particularly described in Schedule 1 attached hereto, as may be varied from time to time, but not including any portion of land comprising any existing exploration licence or any other tenement whether existing or granted subsequently, except a mining easement for which the land has not been excised, for _____ months/years from _____ and subject to the following conditions which shall supersede all earlier condition:—

(i) The holder shall comply with the programme described in Schedule 2 attached hereto as varied from time to time;

(ii) Subject to any agreement made under Section 17 of the Act the State reserves the right to elect at any time, prior to the commencement of mining, to make a single purchase up to 30% equitable interest in any mineral discovery arising from this licence, at a price *prorata* to the accumulated exploration expenditure and then to contribute to further exploration and development in relation to the lease on a *prorata* basis unless otherwise agreed.

DATED at _____ this _____ day of _____ 20 .

Minister for Minerals and Energy

Accompanying schedules
Schedule 1. Description of boundary
Schedule 2. Programme

To be used for the extension of term of an exploration licence under Section 28 of the Act.

Form 3.—Special mining lease.

INDEPENDENT STATE OF PAPUA NEW GUINEA.

Mining Regulation 1992.

Act, Sec. 33, 36
Reg., Sec. 2

FORM 3.

SPECIAL MINING LEASE.

I, _____, Governor-General of the Independent State of Papua New Guinea, by virtue of the powers conferred by the *Mining Act* 1992 and in accordance with the Mining Development Contract dated _____ acting with, and in accordance with, the advice of the National Executive Council, grant to _____ of _____ Special Mining Lease No. _____ over land situated near _____ and more particularly described in Schedule 1 attached hereto, as may be varied from time to time, but not including any portion of land comprising any existing tenement except a mining easement for which the land has not been excised, for a term of _____ years from his date and such extensions of the term as may be endorsed hereon for the purpose of mining minerals in accordance with the Act and subject to the following conditions:—

(i) The holder shall comply with the proposals described in Schedule 2 attached hereto as may be varied from time to time.

(ii)

Dated at _____ this _____ day of _____, 20 .

Governor-General

Signed for and on behalf of the Independent State of Papua New Guinea by the Governor-General on advice of the National Executive Council in the presence of—

Witness

Endorsement for Extensions of Term

Period Extended (years)	Signature		Date
	Governor-General	Witness	

Accompanying schedules

Schedule 1. Description of boundary _____
(Registrar's endorsement see Note 1)

Schedule 2. Proposals _____

To be used for the grant of a special mining lease under Section 33 of the Act and the extension of term of a special mining lease under Section 36 of the Act.

NOTE 1: Where land is surrendered under Section 138 of the Act the Registrar is required to endorse this document under Section 139 of the Act to the effect that such a relinquishment has taken place and that the original schedule is superseded.

Form 4.—Mining lease.

INDEPENDENT STATE OF PAPUA NEW GUINEA.

Mining Act 1992.

Mining Regulation 1992.

Act, Sec. 38, 46
Reg., Sec. 3

FORM 4.

MINING LEASE.

I, _____, the Minister for Minerals and Energy, by virtue of the powers conferred by the *Mining Act* 1992, grant to _____ of _____ Mining Lease No. _____ over land situated near _____ and more particularly described in Schedule 1 attached hereto, as may be varied from time to time, but not including any portion of land comprising any existing tenement except a mining easement for which the land has not been excised, for a term of _____ years from this date and such extensions of the term as may be endorsed

hereon for the purpose of mining minerals in accordance with the Act and subject to the following conditions:—

(i) The holder shall comply with the proposals described in Schedule 2 attached hereto as may be varied from time to time;

(ii)

Dated at _____ this _____ day of _____, 20 .

Minister for Minerals and Energy

Endorsements for Extensions of Term

Period Extended (years)	Signature (Minister for Minerals and Energy)	Date

Accompanying schedules

Schedule 1. Description of boundary _____
(Registrar's endorsement see Note 1)

Schedule 2. Proposals

To be used for the grant of a mining lease under Section 38 of the Act and the extension of term of a mining lease under Section 46 of the Act.

NOTE 1: Where land is surrendered under Section 138 of the Act the Registrar is required to endorse this document under Section 139 of the Act to the effect that such a relinquishment has taken place and that the original schedule is superseded.

Form 5.—Alluvial mining lease.

INDEPENDENT STATE OF PAPUA NEW GUINEA.

Mining Act 1992.

Mining Regulation 1992.

ALLUVIAL MINING LEASE.

I, _____, the Minister for Minerals and Energy, by virtue of the powers conferred by the *Mining Act* 1992, grant to _____ of _____ Alluvial Mining Lease No. _____ to a depth of _____ metres below the natural surface of the land situated near _____ and more particularly described in Schedule 1 attached hereto, as may be varied from time to time, but not including any portion of land comprising any existing tenement except an exploration licence, or a mining easement for which the land has not been excised, for a term of _____ years from this date and such extensions of the term as may be endorsed hereon for the purpose of mining alluvial minerals in accordance with the Act and subject to the following conditions:—

- (i) The holder shall comply with the proposals described in Schedule 2 attached hereto as may be varied from time to time;

Dated at _____ this _____ day of _____, 20 .

Minister for Minerals and Energy

Endorsements for Extensions of Term

Period Extended (years)	Signature (Minister for Minerals and Energy)	Date

Accompanying schedules

Schedule 1. Description of boundary _____
(Registrar's endorsement see Note 1)

Schedule 2. Proposals

To be used for the grant of an alluvial mining lease under Section 48 of the Act and the extension of term of an alluvial mining Lease under Section 55 of the Act.

NOTE 1: Where land is surrendered under Section 138 of the Act the Registrar is required to endorse this document under Section 139 of the Act to the effect that such a relinquishment has taken place and that the original schedule is superseded.

Form 6.—Lease for mining purposes.

INDEPENDENT STATE OF PAPUA NEW GUINEA.

Mining Act 1992.

Mining Regulation 1992.

Act, Sec. 65, 73
Reg., Sec. 5

FORM 6

LEASE FOR MINING PURPOSES.

I, _____, the Minister for Minerals and Energy, by virtue of the powers conferred by the *Mining Act* 1992, grant to _____ of _____ Lease for Mining Purposes No. _____ to a depth of _____ below the natural surface of the land situated near _____ and more particularly described in Schedule 1 attached hereto, as may be varied from time to time, but not including any portion of land comprising any existing tenement except an exploration licence or a mining easement for which the land has not been excised, for a term of _____ years from this date and such extensions of the term as may be endorsed hereon for the purposes of _____ in accordance with the Act and subject to the following conditions:—

(i) The holder shall comply with the proposals described in Schedule 2 attached hereto as may be varied from time to time.

Dated at _____ this _____ day of _____, 20 .

Minister for Minerals and Energy

Endorsements for Extensions of Term

Period Extended (years)	Signature (Minister for Minerals and Energy)	Date

Accompanying schedules

Schedule 1. Description of boundary _____
(Registrar's endorsement see Note 1)

Schedule 2. Proposals

To be used for the grant of a lease for mining purposes under Section 65 of the Act and the extension of term of a lease for mining purposes under Section 73 of the Act.

NOTE 1: Where land is surrendered under Section 138 of the Act Section 55 the registrar is required to endorse this document under Section 139 of the Act to the effect that such a relinquishment has taken place and that the original schedule is superseded.

Form 7.—Mining easement.

INDEPENDENT STATE OF PAPUA NEW GUINEA.

Mining Act 1992.

Mining Regulation 1992.

Act, Sec. 80, 88
Reg., Sec. 6

FORM 7.

MINING EASEMENT.

I, _____, the Minister for Minerals and Energy, by virtue of the powers conferred by the *Mining Act* 1992, grant to _____ of _____ Mining Easement No. _____ (to a depth of _____ metres below the natural surface of the land (see Note 1)) situated near _____ and more particularly described in Schedule 1 attached hereto, as may be varied from time to time, for a term of _____ years from this date and such extensions of the term as may be endorsed hereon for the purposes of _____ in accordance with the Act and subject to the following conditions:—

- (i) The holder shall comply with the proposals described in Schedule 2 attached hereto as may be varied from time to time.

Dated at _____ this _____ day of _____, 20 .

Minister for Minerals and Energy

Endorsements for Extensions of Term

Period Extended (years)	Signature (Minister for Minerals and Energy)	Date

Accompanying schedules

Schedule 1. Description of boundary _____
(Registrar's endorsement see Note 1)

Schedule 2. Proposals

To be used for the grant of a mining easement under Section 80 of the Act and the extension of term of a mining easement under Section 88 of the Act.

NOTE 1: To be used only where an excision under Section 91 of the Act is intended

NOTE 2: Where land is surrendered under Section 138 of the Act the Registrar is required to endorse this document under Section 139 of the Act to the effect that such a relinquishment has taken place and that the original schedule is superseded.

Form 8.—Application for a tenement.

INDEPENDENT STATE OF PAPUA NEW GUINEA.

Mining Act 1992.

Mining Regulation 1992.

Act, Sec. 24, 36, 42, 52, 70 and 85
Reg., Sec. 7

FORM 8.

APPLICATION FOR A TENEMENT.

To be completed by the applicant—

Name of applicant: _____

Address for notices: _____

Tenement type applied for: _____

Period sought: _____ (months/years)

Nearest town or landmark (from published map): _____

Proposed locations for Warden's Hearing: _____

_____ (applicant's or agent's signature see Note 1)

_____ (date)

To be completed by the Registrar in the presence of the applicant or his agent and a copy handed to the applicant or his agent—

I certify that I have examined this application as required under Section 101 of the Act, that I am satisfied that the requirements of this Section have been met and that I have complied with the requirements of Section 103(a) of the Act.

_____ (registered prefix and number)

_____ (Registrar's signature)

_____ (time and date of registration)

To be completed by the Registrar within seven days of the date of registration—

Objections: _____ (last date on which objections may be lodged with the Registrar under Section 107(1))

Warden's Hearing: _____ (time) _____ (date) _____ (place)
_____ (time) _____ (date) _____ (place)
_____ (time) _____ (date) _____ (place)

I hereby certify that I have complied with the requirements of Section 105(2) of the Act.

_____ (Registrar's signature)

_____ (date)

To be used for applications for the grant of a tenement under Sections 24, 36, 42, 52, 70 and 85 of the Act.

NOTE 1: Agents should produce evidence of authorization.

Form 9.—Application for extension of term of a tenement.

INDEPENDENT STATE OF PAPUA NEW GUINEA.

Mining Act 1992.

Mining Regulation 1992.

Act, Sec. 24, 36, 46, 55, 73 and 88
Reg., Sec. 8

FORM 9.

APPLICATION FOR EXTENSION OF TERM OF A TENEMENT.

To be completed by the applicant—

Name of applicant: _____

Address for notices: _____

Tenement held: _____ (registered prefix and number)

Date of expiry: _____

Period sought: _____ (months/years)

Nearest town or landmark (from published map): _____

Proposed locations for Warden's Hearing: _____

_____ (applicant's or agent's signature see Note 1)

_____ (date)

To be completed by the Registrar in the presence of the applicant or his agent and a copy handed to the applicant or his agent or, where an application has been lodged by mail, to be completed by the Registrar immediately and a copy forwarded to the applicant by mail—

I certify that I have examined this application as required under Section 101 of the Act, that I am satisfied that the requirements of this Section have been met and that I have complied with the requirements of Section 103(a) of the Act.

_____ (registered prefix and number)

_____ (Registrar's signature)

_____ (time and date of registration)

To be completed by the Registrar within seven days of the date of registration—

Objections: _____ (last date on which objections may be lodged with the Registrar under Section 107(1))

Warden's Hearing: _____ (time) _____ (date) _____ (place)
_____ (time) _____ (date) _____ (place)
_____ (time) _____ (date) _____ (place)

I hereby certify that I have complied with the requirements of Section 105(2) of the Act.

_____ (Registrar's signature)

_____ (date)

To be used for applications for the extension of term of a tenement under Sections 24, 36, 46, 55, 73 and 88 of the Act.

NOTE 1: Agents should produce evidence of authorization.

Form 10.—Application for consolidation of a tenement.

INDEPENDENT STATE OF PAPUA NEW GUINEA.

Mining Act 1992.

Mining Regulation 1992.

Act, Sec. 135
Reg., Sec. 9

FORM 10.

APPLICATION FOR CONSOLIDATION OF A TENEMENT (see Note 1).

To be completed by the applicant—

Name of applicant: _____

Address for notices: _____

Tenements to be consolidated: _____ (registered prefix and numbers)

Nearest town or landmark: _____ (from published map)

_____ (applicant's or agent's signature see Note 2)

_____ (date)

To be completed by the Registrar in the presence of the applicant or his agent and a copy handed to the applicant or his agent—

I certify that I have examined this application as required under Section 101 of the Act that I am satisfied that the requirements of this section have been met and that I have complied with the requirements of Section 103(a) of the Act.

_____ (registered prefix number)

_____ (Registrar's signature)

_____ (time and date of registration)

To be used for applications for the grant of a consolidated tenement under Section 135 of the Act.

NOTE 1: Where the applicant proposes to consolidate existing tenements into more than one tenement of the same type separate applications should be lodged for each of the proposed consolidated tenements.

NOTE 2: Agents should produce evidence of authorization.

NOTE 3: An application for a consolidation should not normally be made if the unexpired term of any of the tenements to be consolidated is less than 6 months.

NOTE 4: The Registrar is not required to accept objections or to hold a Wardens Hearing as provided for under Section 131(3) of the Act.

Form 11.—Surrender of a tenement.

INDEPENDENT STATE OF PAPUA NEW GUINEA.

Mining Act 1992.

Mining Regulation 1992.

Act, Sec. 137, 139
Reg., Sec. 10

FORM 11.

SURRENDER OF A TENEMENT.

Application for Surrender of a Tenement.

To be completed by the applicant:

I/We _____ of _____

request the surrender of _____ (registered prefix and number).

_____ (tenement holder of agent's signature see Note 1)

_____ (date)

Certificate of Surrender

To be completed by the Registrar:

I, _____, Registrar, pursuant to the powers conferred by the *Mining Act 1992* do certify that I am satisfied that the holder of the tenement described above has complied

with any conditions of the tenement which relate to the cessation of exploration and mining operations, restoration of the land and surrender as required under Section 137 and without prejudicing the requirement to comply with Section 140 have this day registered the surrender of _____ (registered prefix and number).

_____ (Registrar's signature)

_____ (date)

To be used for the application for the surrender of a tenement under Section 137 of the Act and the certificate of surrender under Section 139 of the Act.

NOTE 1: Agents should provide evidence of authorization.

Form 12.—Partial surrender of a tenement.

INDEPENDENT STATE OF PAPUA NEW GUINEA.

Mining Act 1992.

Mining Regulation 1992.

Act, Sec. 138, 139
Reg., Sec. 11

FORM 12.

PARTIAL SURRENDER OF A TENEMENT.

Application for Partial Surrender of a Tenement.

To be completed by the applicant:

I/We _____ of _____

request the surrender of part of the area of _____

(registered prefix and number) retaining the portion of land described in Schedule 1 attached hereto.

_____ (tenement holder or agent's signature see Note 1)

_____ (date)

Certificate of Partial Surrender

To be completed by the Registrar:

I, _____, Registrar, pursuant to the powers conferred by the *Mining Act* 1992 and without prejudicing the requirement to comply with Section 140 of the Act certify that I have this day registered the partial surrender of _____ (registered prefix and number) and give notice that from this day the area of land over which the tenement is in force shall be as described in Schedule 1 attached hereto but not including any portion of land comprising any existing tenement except a mining easement for which the land has not been excised.

(Registrar's signature)

(date)

Accompanying Schedules
Schedule 1. Description of boundary

To be used for the application for the partial surrender of a tenement under Section 138 and the certificate of partial surrender under Section 139 of the Act.

NOTE 1: Agents should provide evidence of authorization.

Form 13.—Variation of approved proposals.

INDEPENDENT STATE OF PAPUA NEW GUINEA.

Mining Act 1992.

Mining Regulation 1992.

Act, Sec. 45, 54, 72 or 87
Reg., Sec. 12

FORM 13.

VARIATION OF APPROVED PROPOSALS.

I, _____, Minister for Minerals and Energy, by virtue of the powers conferred by the *Mining Act* 1992 approve the variation to the approved proposals for _____ (type and registered No.) described in Schedule 1 attached hereto (and subject to the further conditions that (see Note 1)):

(i)

(ii)

(iii)

DATED at _____ this _____ day of _____, 20.

Minister for Minerals and Energy

Accompanying schedules

Schedule 1. Proposal

To be used for approval of a variation to the approved proposals for a tenement other than an exploration licence under Section 45, 54, 72 and 87 of the Act.

NOTE 1: To be used only where additional conditions are required by the Minister under Sections 45(3), 54(3), 72(3) and 87(3) of the Act.

Form 14.—Notice of objection.

INDEPENDENT STATE OF PAPUA NEW GUINEA.

Mining Act 1992.

Mining Regulation 1992.

Act, Sec. 62(1), 78(1), 94(1) or 107
Reg., Sec. 13

FORM 14.

NOTICE OF OBJECTION.

To the Registrar.

I/We _____ of _____

object to the grant/extension of term of _____

(registered prefix and number) on the following grounds—

Address for notices: _____

_____ (Objector's signature)

_____ (date)

To be used for the lodgement of objections under Sections 62(1), 78(1), 94(1) 107 of the Act.

Form 15.—Notice of cancellation of a tenement.

INDEPENDENT STATE OF PAPUA NEW GUINEA.

Mining Act 1992.

Mining Regulation 1992.

Act, Sec. 142, 143
Reg., Sec. 14

FORM 15.

NOTICE OF CANCELLATION OF A TENEMENT.

I, _____, the Minister for Minerals and Energy, by virtue of the powers conferred by the *Mining Act* 1992, hereby cancel _____ (registered prefix and number) with immediate effect.

Dated at _____ this _____ day of _____ 20 .

Minister for Minerals and Energy

To be completed by the Registrar upon cancellation by the Minister—

I, _____, Registrar, pursuant to the powers conferred under the *Mining Act* certify that I have this day registered the cancellation of the above mentioned tenement.

(Registrar's signature)

(date)

To be used for notification of a cancellation under Sections 142 and 143 of the Act.

Form 16.—Instrument of transfer of a tenement.

INDEPENDENT STATE OF PAPUA NEW GUINEA.

Mining Act 1992.

Mining Regulation 1992.

Act, Sec. 118
Reg., Sec. 15

FORM 16.

INSTRUMENT OF TRANSFER OF A TENEMENT.

Application for Transfer of a Tenement.

To be completed by the applicants:

I/We _____ of _____ the holder(s) of (or applicant for) _____ (registered prefix and number) subject to the approval of the Minister as required under Section 118 hereby transfer and assign all right, title and interest in the said tenement in favour of _____ of _____.

Signed at _____ on this _____ of _____ 20 .

_____ (transferor's signature)

_____ (transferee's signature)

Signed, sealed and delivered by _____
in my presence:

_____ (witness)

Memorial of Approval of a Transfer

I, _____, Minister for Minerals and Energy, by virtue of the powers conferred by the *Mining Act* 1992, hereby approve the transfer described in this instrument (subject to the following conditions:

(i) _____).

Dated at _____ this _____ day of _____ 20 .

Minister for Minerals and Energy

To be completed by the Registrar upon the Minister approving a transfer—

I, _____, Registrar, pursuant to the powers conferred under the *Mining Act* certify that I have this day registered the transfer of the above mentioned tenement.

_____ (Registrar's signature)

_____ (date)

To be used for an Instrument of Transfer under Section 118 of the Act.

Form 17.—Description of boundary.

INDEPENDENT STATE OF PAPUA NEW GUINEA.

Mining Act 1992.

Mining Regulation 1992.

Act, Sec. 24, 35, 42, 52, 70, 85, 97, 135 or 138
Reg., Sec. 16

FORM 17.

DESCRIPTION OF BOUNDARY.

Type of tenement: _____

Registered No.: _____ (to be inserted by the Registrar)

The area of land over which the tenement has been applied for is bounded by—

a line commencing at _____°_____ ' _____" S _____°_____ ' _____"E

then to _____°_____ ' _____" S _____°_____ ' _____"E

then to _____° etc.,

_____ being the point of commencement

comprising a total area of _____ hectares/sq km.

Method of co-ordination:

(see Note 1)

Survey Reference:

(see Note 2)

_____ (signature see Note 3)

_____ (date)

NOTES:

1. Coordination must be in latitude and longitude and, except for an application for an exploration licence, applicants must state whether the description of coordinates is taken from an authorized survey or estimated from a map.

2. If the coordinates have been taken from a survey the name, number and date of survey or such information as will allow the survey to be correctly identified must be provided.

3. Descriptions other than surveys or amended schedules under Section 97 are to be signed by the applicant. Surveys and amended schedules are to be signed by the registered surveyor and Registrar respectively.

To be used for the describing the boundary of an area of land under Sections 24, 35, 42, 52, 70, 85, 97, 135 and 138 of the Act.

Form 18.—Application for a right to enter land.

INDEPENDENT STATE OF PAPUA NEW GUINEA.

Mining Act 1992.

Mining Regulation 1992.

Act, Sec. 96(4), 97(2) and 165
Reg., Sec. 17

FORM 18.

APPLICATION FOR A RIGHT TO ENTER LAND.

To be completed by the applicant:

Name of applicant: _____

Address for notices: _____

Purpose for which this right is applied: _____

Period sought: _____

Nearest town or landmark: _____

_____ (applicant's or agent's signature see Note 1)

_____ (date)

Right to Enter Land

I, _____, Director under Section 10 of the *Mining Act* 1992 hereby authorize the above mentioned applicant and his servants to enter land in the vicinity of _____ in accordance with this Act for a period of _____ for the sole purpose of _____

_____ (Director's signature)

_____ (date)

To be used for applications for and the grant of a right to enter land under Sections 96(4), 97(2) and 165 of the Act. Applications should be lodged in triplicate with the Registrar together with such other supporting information as the Registrar may require to establish the *bona fides* of the applicant, the area for which the right is required and the period for which the right should be issued.

NOTE 1: Agents should provide evidence of authorization.

Form 19.—Caveat.

INDEPENDENT STATE OF PAPUA NEW GUINEA.

Mining Act 1992.

Mining Regulation 1992.

Act, Sec. 127
Reg., Sec. 18

FORM 19.

CAVEAT.

To be completed by the Caveator.

To be completed by the Registrar upon lodgement of a caveat—

I, _____, Registrar, pursuant to the powers conferred under the *Mining Act* 1992 certify that the above caveat has been lodged under Section 127 of the Act and that I have complied with the requirements of Section 128 of the Act.

_____(Registrar's signature)

_____(date)

To be used for the lodgement of a caveat under Section 127 of the Act.

Form 20.—Exploration licence program.

INDEPENDENT STATE OF PAPUA NEW GUINEA.

Mining Act 1992.

Mining Regulation 1992.

Act, Sec. 24, 27
Reg., Sec. 19

FORM 20

EXPLORATION LICENCE No: PROGRAM.

MISCELLANEOUS

	YEAR 1 (man weeks)	YEAR 2
Access negotiations	_____	_____
Library search and data review/analysis	_____	_____
Exploration reconnaissance (not leading to the production of maps or collection of samples)	_____	_____

MAPPING

	(km ²)	
	(Colour)	
	(B&W)	
	(SAR)	
Acquisition (flying) of new aerial imagery	_____	_____

Preparation of topographic maps by photogrammetric or survey techniques	_____	_____
Aerial photograph interpretation	_____	_____
Imagery interpretation (landsat SAR etc)	_____	_____
Reconnaissance geological mapping (limited traversing)	_____	_____
Detailed geological mapping (grid or detailed traversing)	_____	_____

GEOCHEMISTRY

	(No. of samples)	(list target elements)
Drainage	(Float _____)	_____
	(Bulk leach _____)	_____
	(Silt _____)	_____
	(Pan con. _____)	_____
Surface sampling	(Water _____)	_____
	(Soil sample _____)	_____
	(Surface chips _____)	_____
Costean sampling	(Biogeochemical _____)	_____
	Channel/chip _____	_____
Bedrock sampling	Wacker/RAB _____	_____

To accompany an application for grant or extension of an EL under Section 24 of the Act or an application for a variation under Section 27 of the Act.

Note 1 Reference should be made to Sections 23(b), 25 and 26 of the Act.

Note 2 Both year 1 and year 2 proposed programmes must be completed and if necessary these may be amended by seeking a variation under Section 27 of the Act. It is sufficient to indicate proposed activities with a cross in most cases. However quantitative estimates are required when mechanized earth moving or mining equipment is to be used and when bulk sampling is intended. For the purposes of Section 23(b) of the Act crosses will signify that reasonable numbers of geochemical samples may be taken.

Note 3 Agents should provide evidence of authorization.

GEOPHYSICS

		(km ²)	
	(Magnetics	_____	_____
Airborne geophysics	(E.M.	_____	_____
and remote sensing	(Gamma ray spectrometer	_____	_____
	(Other (type ...)	_____	_____
		(line Km)	
	(Magnetics	_____	_____
Ground geophysics	(IP/resistivity	_____	_____
	(E.M.	_____	_____
	(Seismic	_____	_____
	(Other (type ...)	_____	_____

ACCESS AND EXCAVATION

		km	
Line cutting and gridding		_____	_____
New road and tract development		_____	_____
		(metres)	
Trenching and costeaning		_____	_____
Airstrip		_____	_____

DRILLING

	(no. of holes)	(list target elements)
Cored and part cored holes (incl. all R.C. except alluvial drilling)	_____	_____
Non-cored holes (except alluvial Alluvial drilling)	_____	_____

BULK SAMPLING

(type)	(no. of samples)	(list target elements)
(Pits, adits etc)	_____	_____
	(purpose)	(total weight/vol. in tonnes/m ³)
	_____	_____

SPECIALIST GEOLOGICAL STUDIES

	(no. of samples)
Petrology	_____
Whole rock analyses	_____
Age determinations	_____
Isotope geochemistry	_____
Fluid inclusions	_____
Other (type ...)	_____

PRE-FEASIBILITY/FEASIBILITY STUDIES

(man weeks)

Ore reserve calculations

Financial evaluation

Metallurgical investigation

Geotechnical investigation

Environmental investigation

Land tenure investigation

Engineering studies

PROPOSED EXPENDITURE

(Kina)

SUPPORTING INFORMATION

(Where consideration is sought under Section 26(3) or 26(4) of the Act, where mechanized earth moving or mining equipment is to be used or where the proforma does not adequately describe the proposed programme or it's focus of attention).

_____ (applicants or agent's signature see Note 3)

_____ (date)

Form 21.—Variation of approved programme.

INDEPENDENT STATE OF PAPUA NEW GUINEA.

Mining Act 1992.

Mining Regulation 1992.

Act, Sec. 27
Reg., Sec. 20

FORM 21.

VARIATION OF APPROVED PROGRAMME.

I, _____, Director under Section 10 of the *Mining Act* 1992 by virtue of the powers conferred by the Act approve the variation to the approved programme for Exploration Licence No. _____ described in Schedule 1 attached hereto (and subject to the further conditions that (see Note 1)):

(i)

(ii)

(iii)

Dated at _____ this _____ day of _____ 20 .

Director

Accompanying schedules

Schedule 1. Programme

To be used for approval of a variation to the approved programme for an exploration licence under Section 27 of the Act.

Note 1: To be used only where additional conditions are required by the Director under Section 27(3) of the Act.

Form 22.—Exploration licence bi-annual exploration report.

INDEPENDENT STATE OF PAPUA NEW GUINEA

Mining Act 1992.

Mining Regulation 1992.

Act, Sec. 32(1)(a)
Reg., Sec. 21

FORM 22.

EXPLORATION LICENCE NO: _____ BI-ANNUAL EXPLORATION REPORT FOR
THE PERIOD ENDING _____.

MISCELLANEOUS

(man weeks)

Access negotiations _____

Library search and data review/analysis _____

Exploration reconnaissance (not leading to the
production of maps or collection of samples) _____

MAPPING

(km²)

Acquisition (flying) of new aerial imagery

(Colour

(B&W

(SAR

Preparation of topographic maps by
photogrammetric or survey techniques

Aerial photograph interpretation	_____
Imagery interpretation (Landsat, SAR etc)	_____
Reconnaissance geological mapping (limited traversing)	_____
Detailed geological mapping (grid or detailed traversing)	_____

GEOCHEMISTRY

	(no. of samples)	(major elements analysed)
Drainage	(Float)	_____
	(Bulk leach)	_____
	(Silt)	_____
	(Pan con.)	_____
	(Water)	_____
Surface sampling	(Soil samples)	_____
	(Surface chips)	_____
Costean sampling	(Biogeochemical)	_____
Bedrock sampling	Channel/ chip	_____
	Wacker/RAB	_____

GEOPHYSICS

Airborne geophysics and remote sensing	(Magnetics)	(km ²)	_____
	(E.M.)		_____
	(Gamma ray Spectrometer)		_____
	(Other (type...))		_____
Ground geophysics	(Magnetics)	(line Km)	_____
	(IP/resistivity)		_____
	(E.M.)		_____
	(Seismic)		_____
	(Other (type.....))		_____

To be used for reporting under Section 32(1)(a).

Note 1 Your assistance is sought in providing reliable information as statistical use may be made of this data. In particular do not repeat items under more than one category, or in successive reports.

ACCESS AND EXCAVATION

	(Km)
Line cutting and gridding	_____
New road and track development	_____

	(metres)
Trenching and costeaning	_____
Airstrip	_____

DRILLING (no. of holes) (metres) (elements analysed)

Cored and part cored holes (incl all R.C. except alluvial drilling) _____
Non-cored holes (except alluvial) _____
Alluvial drilling _____

BULK SAMPLING (type) (no. of samples) (total weight/vol. in tonnes/m³)

(Pits, adits etc) _____

SPECIALIST GEOLOGICAL STUDIES (no. of samples)

Petrology _____
Whole rock analyses _____
Age determinations _____
Isotope geochemistry _____
Fluid inclusions _____
Other (type ...) _____

PRE-FEASIBILITY/FEASIBILITY STUDIES (man weeks)

Ore reserve calculations _____
Financial evaluation _____
Metallurgical investigation _____
Geotechnical investigation _____
Environmental investigation _____
Land tenure investigation _____
Engineering studies _____

DESCRIPTION

Brief description of significant results obtained with diagrams and maps (preferably A4 size) appended where appropriate Note problems and restrictions.

_____ (holder's or agent's signature)

_____ (date)

Form 23.—Exploration licence bi-annual expenditure statement.

INDEPENDENT STATE OF PAPUA NEW GUINEA

Mining Act 1992.

Mining Regulation 1992.

Act, Sec. 32(1)(b)
Reg., Sec. 22

FORM 23.

EXPLORATION LICENCE NO: _____ BI-ANNUAL EXPENDITURE STATEMENT FOR THE PERIOD ENDING _____.

Expenditure made from Kina accounts	Expenditure made from overseas currency accounts
--	---

SALARIES, WAGES AND FEES

(Geologists and supporting technical, field and clerical personnel only including contract geologists and consultant geologists)

Professional, technical & clerical	K _____	K _____
Labour	K _____	K _____

TRAVEL AND ACCOMMODATION

Transit expenses only	K _____	K _____
-----------------------	---------	---------

TECHNICAL SERVICES AND INVESTIGATIONS

(Including geophysics, drilling, chemical analyses, metallurgical investigations, other technical consultants and contracts)

Dissection

_____	K _____	K _____	
_____	K _____	K _____	
_____	K _____	K _____	
_____	K _____	K _____	
	K _____	K _____	

Total (Technical Services and Investigations)

To be used for reporting under Section 32(1)(b) of the Act.

Note 1 Reference should be made to Section 25 of the Act.

Note 2 Estimates are acceptable where accurate dissections are not practical.

Note 3 Your assistance is sought in providing reliable information as statistical use may be made of this data. In particular do not repeat items in more than one category or in successive reports.

MISCELLANEOUS SUPPLIES AND SERVICES

(Include computing, drafting, freight field supplies,
vehicle rental, charter, etc)

Dissection

Freight and freight insurance	K_____	K_____
Lease payments	K_____	K_____
Capital item imports	K_____	K_____
Other imports	K_____	K_____

Optional Dissection

_____	K_____	K_____
_____	K_____	K_____

Total (Miscellaneous Supplies and Services)	K_____	K_____
---	--------	--------

COMPENSATION

(Compensation to local landowners)	K_____	K_____
------------------------------------	--------	--------

OVERHEADS AND ADMINISTRATION

(Include head office components
office and housing rental or maintenance
utilities, tenement costs etc)

	K_____	K_____
--	--------	--------

Totals for Period	K_____	K_____
-------------------	--------	--------

Grand Total for Period		K_____
------------------------	--	--------

_____ (holder's or agent's signature)
_____ (date)

Form 24.—Notice of intention to negotiate on the mining of alluvial minerals.

INDEPENDENT STATE OF PAPUA NEW GUINEA.

Mining Act 1992.

Mining Regulation 1992.

Act, Sec. 64
Reg., Sec. 23

FORM 24.

**NOTICE OF INTENTION TO NEGOTIATE ON THE MINING OF ALLUVIAL
MINERALS.**

I/We _____ of _____ being the holder of Exploration Licence No.
_____ advise that I have elected to negotiate with the applicant for Alluvial Mining

Lease No. _____ on the mining of alluvial minerals thereon as provided for under Section 64 of the *Mining Act* 1992.

_____ (EL holder's or agent's signature)

_____ (date)

I/We _____ of _____ being the applicant for the above mentioned alluvial mining lease hereby acknowledge that I/We am/are willing to negotiate with the above mentioned exploration licence holder on the mining of alluvial minerals and acknowledge that there will be a deferral of my/our application as provided for by Section 64 of the Act.

_____ (AML applicant's or agent's signature)

_____ (date)

To be used for giving notice under Section 64 of the Act.

NOTE 1: Agents should provide evidence of authorization.

Form 25.—Monthly mineral return.

INDEPENDENT STATE OF PAPUA NEW GUINEA.

Mining Act 1992.

Mining Regulation 1992.

Act, Sec. 47.
Reg., Sec. 25

FORM 25.

MONTHLY MINERAL RETURN.

Tenement: _____ (registered prefix and number)

Name of operation: _____

Report period: From _____ to _____ (month and year)

Report period Year to date

Ore Mined: _____ (tonnes/cu m)

Waste Mined: _____ (tonnes/cu m)

Ore treated: _____ (tonnes/cu m)

Commodity produced:

(commodity) _____ (tonnes/Kg)
 _____ (tonnes/Kg)
 _____ (tonnes/Kg)
 _____ (tonnes/Kg)

Commodity shipped:

(commodity) _____ (tonnes/Kg)
 _____ (tonnes/Kg)
 _____ (tonnes/Kg)
 _____ (tonnes/Kg)

FOB value of commodity shipped:

(commodity) _____ K _____ K _____
 _____ K _____ K _____
 _____ K _____ K _____

 (signature)

 (date)

To be used for the lodgement of monthly mineral return under Section 47 of the Act. Separate returns should be submitted where differing ores are mined and processed separately.

SCHEDULE 2 – [11](#).

Reg. Secs. 24, 26, 27, 28	
SCHEDULE OF FEES, RENTS, SECURITY AND EXPLORATION EXPENDITURE REQUIREMENTS.	
Fees, Rents and Security Deposits.	Kina
Application for grant of term of: –	
Exploration Licence (includes extensions)	5,000.00

Mining Lease – up to 5 ha	400.00
over 5 up to 10 ha	2500.00
over 10 up to 50 ha	5,000.00
over 50 ha to 500ha	10,000.00
over 500 ha	50,000.00
Special Mining Lease	100,000.00
Alluvial Mining Lease	250.00
Lease for Mining Purposes	10,000.00
Mining Easement	10,000.00
Application for consolidation of tenements	1,000.00
Extension of term for Lease (other than Exploration Licence) – at 50% of grant fee.	
Registration of: –	
Agreement for Joint Venture, etc. (see Note 1)	200.00
Mortgage or Charge or Caveat	240.00
Discharge of Mortgage	200.00
Instrument of Transfer, Assignment etc.	100.00
Change of Name of Tenement Holder	100.00
Search of Register – per entry	100.00
Annual rent in respect of: –	
Exploration Licence (per sub-block/ annum) TERM 1	90.00
Exploration Licence (per sub-block/ annum) TERM 2	180.00
Exploration Licence (per sub-block/ annum) TERM 3	470.00
Mining Lease – up to 10 ha	8.00 per ha
over 10 up to 50 ha	8.00 per ha
over 50 ha	12.00 per ha
Special Mining Lease	12.00 per ha
Alluvial Mining Lease	3.00 per ha
Lease for Mining Purposes	12.00 per ha
Mining Easement	none
Security deposit in respect of: –	
Exploration Licence	6,000.00
Mining Lease – up to 5 ha	2,400.00
over 5 up to 10 ha	6,000.00
over 10 up to 50 ha	24,000.00
over 50 ha	48,000.00

Special Mining Lease	48,000.00
Alluvial Mining Lease	None
Lease for Mining Purposes	6,000.00
Mining Easement	None
Note 1: <i>Where tribute agreement of the same form are lodged simultaneously a single fee shall be payable</i>	
Minium Expenditure Requirements in Relation to Exploration Licences under Section 25 of the Act	
Annual expenditure required per sub-block of land held under an Exploration Licence –	
	(per sub-block per annum)
First term	400.00
Second term	1,000.00
Third and subsequent terms	2,000.00

Office of Legislative Counsel, PNG

[\[1\]](#) Schedule 2 repealed and replaced by the *Mining (Amendment) Regulation* 1998 (No 18 of 1998); Substituted by S.R. 2001, No. 8.