



# Application to include surface of restricted land

Mineral Resources Act 1989 (s275A)  
Form MMOL-42 Version 1

You may make an Application to include surface of restricted land for a mining lease by completing the original of this application and submit the application, any attachments and the prescribed fee at a [Mines lodgement office](#).

**Note:** A document containing information that is false or misleading may attract a maximum penalty of 200 penalty units.

Please read the **Mining lease guide** ('the guide') and other relevant guides before completing this application. Please use a pen, and write neatly using **BLOCK LETTERS** Cross where applicable

## Question 1 – Permit details

1.1 Mining Lease Number:

## Question 2 – Holder Details

### 2.1 Authorised holder (Principal holder)

Company name / surname:	<input type="text"/>		
Given name (if individual):	<input type="text"/>	ACN/ARBN:	<input type="text"/>
Address:	<input type="text"/>		
Town/City:	<input type="text"/>	State:	<input type="text"/>
		Postcode:	<input type="text"/>
Country:	<input type="text"/>	Phone no.:	<input type="text"/>
Date of birth: (if individual):	<input type="text"/>		
Email:	<input type="text"/>		
<input type="checkbox"/> Sole tenant	Percentage holding:	<input type="text"/>	%

<b>OFFICE USE ONLY</b>	Fees paid:	Payment Method:	Receipt Number: _____
	Received at: _____	Total \$ _____	<b>Receiving officer</b>
Received by: _____	DNRM <input type="checkbox"/>	Cash <input type="checkbox"/>	I confirm that:
Date:     /     /	NT AD <input type="checkbox"/>	Credit Card <input type="checkbox"/>	• the details on application form have been checked;
Time:           AM/PM		EFTPOS <input type="checkbox"/>	• all attachments have been submitted;
		Cheque <input type="checkbox"/>	• correct application fees have been submitted for the relevant application type (i.e. an application in a Restricted Area)
Name: _____	Date:   /   /	Name: _____	Signed: _____ Date:   /   /

## 2.2 Other holders (if applicable)

Company name / surname:			
Given name (if individual):		ACN/ARBN:	
Address:			
Town/City:		State:	
		Postcode:	
Country:		Phone no.:	
Date of birth: (if individual):			
Email:			
<input type="checkbox"/> Tenants in common	<input type="checkbox"/> Joint tenants	Percentage holding:	
			%

## 2.3 Authorised holder representative (authorised person to act as contact for this permit)

Name:			
Contact:			
Address:			
Town/City:		State:	
		Postcode:	
Country:		Phone no.:	
Email:			

### Question 3 – Land information

3.1 Provide details for all land parcels containing restricted land (add a separate page if insufficient space and attach to form)

Lot	Plan	Tenure	Land Parcel name	Landowner name	Landowner address
Eg. 1	RP123123	FH	Smith road	J Smith	123 Brisbane Rd, Brisbane

\*Attach as a separate list if insufficient space

### Question 4 – Restricted land to be included

4.1 Provide a description and an electronic shape file of the restricted land proposed to be included in the mining lease using the **Shape file templates** available on our website with the application form. Refer to **Shape file guide** for more information.

4.2 Has each relevant owner of the restricted land given written consent to the application?

<input type="checkbox"/> Yes	<input type="checkbox"/> No
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**Attachments required:**

If yes to 4.2 – Written consent of the owner of the restricted land to be included together with a map detailing the restricted land as confirmed by the holder and landowner.

4.3 Provide a description of any remaining restricted land for which consent has not been given.

## Question 4 – Environmental authority

The application may not be decided until the relevant Environmental Authority has been amended. Please contact the Department of Environment and Science (DES) to determine if an amendment is required. If necessary submit the relevant Environmental Authority (EA) application with DES the via the [Connect System](#). For more information on the DES Connect System or if you have not registered for Connect please visit the DES [website](#) ([www.environment.des.qld.gov.au/connect/](http://www.environment.des.qld.gov.au/connect/)). Alternatively you can access environmental forms online from <https://www.business.qld.gov.au/running-business/environment/licences-permits/forms-fees> and lodge at a DES office.

## Question 5 – Native title

Please ensure that you have read and understood the **Guide to the native title process** and supporting policies

5.1 Please select which native title process you wish to undertake.

<b>Option 1</b>	Exclusive	No native title process is required as I have determined that 100% of the permits area is exclusive of native title.	<input type="checkbox"/> (Go to Q6)
<b>Option 2</b>	Right to negotiate	Advertising cost required and Right to negotiate submission	<input type="checkbox"/> (Q5.2 must be completed)
<b>Option 3</b>	Right to negotiate and ILUA (existing or private ILUA)	Advertising cost required Requires monthly updates be submitted to the department (for new private ILUA) and Right to negotiate submission	<input type="checkbox"/> (Q5.2 must be completed)
<b>Option 4</b>	New Private ILUA	Requires monthly updates be submitted to the department	<input type="checkbox"/> (Go to Q6)
<b>Option 5</b>	Opt into existing private ILUA	Name: _____ or _____ Number: _____	<input type="checkbox"/> (Go to Q6)

<b>Attachments required:</b>	<input type="checkbox"/>
Private ILUA or extract of private ILUA (Option 3,5)	<input type="checkbox"/>
Opt in deed for ILUA (Option 3,5)	<input type="checkbox"/>
Right to negotiate submission (template available on Departments website)	

5.2 If you have elected to undertake a native title option that requires advertising, please select which advertising method you wish to undertake from one of the options below:

Multiple advertisement (batched advertising) \$1000.00	<input type="checkbox"/>
Single advertisement \$3000.00	<input type="checkbox"/>
I agree to my application being advertised with the right to negotiate native title process *	<input type="checkbox"/>

\* The advertising fee should be attached to this application. The department will provide you a copy of the advertisement prior to publication. Any overpayment will be refunded by the Department.

## Question 6 – Compensation

<b>6.1</b> Has an agreement about compensation been reached with each relevant owner of the restricted land or, has a decision of the Land Court on compensation been made?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
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**Note - Compensation is required to be negotiated with each relevant owner of the restricted land (other than an owner who is the applicant)**

## Question 7 –Obligations and declaration

**WARNING:** Giving false or misleading information is a serious offence.

- I have read and understood the ***Mining lease and other relevant guides***.
- I understand my obligations as a holder for a mining lease.
- I have truthfully declared all relevant details requested of me in this application.
- If any part of this form has been completed with the assistance of another person, I declare that the information as set down is true and correct and has been included with my full knowledge, consent and understanding.

Print name:  Signature:

Position:  Date:

Company:

Print name:  Signature:

Position:  Date:

Company:

Print name:  Signature:

Position:  Date:

Company:

Print name:  Signature:

Position:  Date:

Company:

## Question 8 – Payment

<b>Include Restricted Land application</b>	Application fee	<input type="checkbox"/>		
<b>Native title</b>	Multiple advertisement (batched advertising)	<input type="checkbox"/>	Single advertisement	<input type="checkbox"/>

### Disclaimer

The Queensland Government is collecting information provided on and with this form to assess the suitability of the application for the surface of Restricted Land to be included in a mining lease under the *Mineral Resources Act 1989* (the MRA). This information is authorised by sections 275A of the MRA and section 197 of the *Mineral and Energy Resources (Common Provisions) Act 2014* (MERCP). Some or all of this information may be provided to other agencies of the Queensland Government for issuing an environmental authority, to make register searches, extracts or copies or to make other approvals as required under the relevant Act. Some of this information may be provided to Queensland Treasury, the Scheme Manager under the *Mineral and Energy Resources (Financial Provisioning) Act 2018* (MERFP Act), or any advisors to the Scheme Manager to enable the Scheme Manager to carry out the Scheme Manager's functions under the MERFP Act. Your personal information will not otherwise be disclosed to any other third party without your consent, unless authorised or required by law.