



REPUBLIC OF NAMIBIA

MINISTRY OF MINES AND ENERGY

**APPLICATION FOR THE REGISTRATION OF MINING CLAIM(S)  
(COMPANY)**

Required in terms of Section 33 of the Minerals (Prospecting and Mining) Act, 1992  
(Act 33 of 1992, hereinafter "the Act")

**PLEASE NOTE THAT SECTION 25(1)(b) OF THE ACT PROVIDES THAT ONLY NAMIBIAN COMPANIES THAT ARE 100% OWNED BY NAMIBIAN CITIZENS MAY PEG MINING CLAIMS**

Receipt No.:	Registered No.(s):
Date entered in LANDFOLIO and by whom:	Comments by Drawing Office:

Full Name of Company: .....

Particulars of Incorporation:

Date of Incorporation: ..... Company Registration No.: .....

Registered Address: .....

Postal Address: .....

Tel No.: ..... Fax No.: ..... E-Mail: .....

Principal Place of Business in Namibia: .....

Postal Address: .....

Tel No.: ..... Fax No.: ..... E-Mail: .....

	Full Names of Director(s)	Nationality
1.		
2.		
3.		
4.		

Authorised share capital of company: .....

Issued share capital of company: .....

Particulars of shareholders who beneficially own more that 5% of issued share capital:

Full Name	Nationality	No. of shares held	% shares held


Current Non-Exclusive Prospecting Licence No.: ..... Valid until: .....

Current Exclusive Prospecting Licence No.: ..... Valid until: .....

(where this application to register mining claims is made pursuant to such exclusive prospecting licence in terms of permission granted by the Minister under the provisions of Section 25(2))

Total number of Mining Claims currently registered in applicant's name:

Indicate whether in the ten years period preceding the date of this application the company or its principles have held any of the following mineral rights under the Act or any law repealed by this Act:

In terms of Ordinance 20 of 1968			In terms of the Act		
	Yes	No		Yes	No
Prospecting Licence(s)			Non-Exclusive Prospecting Licence(s)		
Claim(s)			Mining Claim(s)		
Mining Area(s)			Reconnaissance Licence(s)		
Exclusive Prospecting Grant(s)			Exclusive Prospecting Licence(s)		
Exclusive Mining Grant(s)			Mineral Deposit Retention Licence(s)		
			Mining Licence(s)		

Provide details of any prospecting or mining operations which have been conducted by the principals of the company outside of Namibia in the ten years period preceding the date of this application:

Country: ..... Period: .....

Name of operation: .....

Nature of operation: .....

.....

.....

.....

.....

Particulars of mining claim(s) to be registered:

Ordinal No.	Date of Pegging	Minerals to be mined	Magisterial District/Region

--	--	--	--

Co-ordinates of **ALL** corner beacons of mining claims pegged\* (**Section 40(3)(a) of the Act**)

Ordinal Number	Latitude (South)	Longitude (East)
	i).	
	ii).	
	iii).	
	iv).	
	i).	
	ii).	
	iii).	
	iv).	
	i).	
	ii).	
	iii).	
	iv).	
	i).	
	ii).	
	iii).	
	iv).	
	i).	
	ii).	
	iii).	
	iv).	
	i).	
	ii).	
	iii).	
	iv).	
	i).	
	ii).	
	iii).	
	iv).	
	i).	
	ii).	
	iii).	
	iv).	
	i).	
	ii).	
	iii).	
	iv).	
	i).	
	ii).	
	iii).	
	iv).	

\* In degrees/minutes/seconds or decimal degrees, accurate to seven (7) decimal places.

Particulars of the farm(s) where the mining claim(s) is/are situated:

Ordinal Number	Farm Name and Number	Full name and postal address of private land owner <i>If space is insufficient, attach a separate sheet</i>

Indicate the geological nature of the deposit to be mined: .....

.....

Planned date of commencement of mining operations\*: .....

Expected nature of mining operations\*: .....

Expected rate of mining operations\*: .....

**\*The fundamental obligations on the holder of a mining claim is, subject to the provisions of Section 31(1)(b)(i) of the Act, to carry on mining operations on the mining claim for the mineral or group of minerals for which the mining claim has been registered.**

Where, in terms of Section 31(1)(b)(i) of the Act, the applicant intends, during the six month period following the date of registration of the mining claim(s), to carry on prospecting operations in lieu of mining operations, provide details of the planned programme of prospecting operations:

.....

Provide particulars of technical capability/resources: .....

.....

Provide particulars of financial capability/resources: .....

.....

Provide particulars of the condition of, and any existing damage to, the environment, in the area to which this application relates. Additional details, documents, photographs, etc. may be attached:

.....

Estimate the effect which the proposed operations may have on the environment and the proposed steps to be taken to minimize or prevent any such effect (complete an Environmental Questionnaire and Pro-Forma Environmental Contract):

Provide details of any other matters which in the opinion of the applicant are relevant to the application:

Attach the following documents to this application:

1. A sketch plan in quadruplicate of the mining claim(s):
  - i) drawn as near as possible in ink on strong or durable paper;
  - ii) showing the direction of either true or magnetic north pointing towards the top edge of such paper;
  - iii) showing the relative position of every middle beacon, corner beacon, line beacon or indicatory beacon erected on the boundaries of such mining claim, and the length of each boundary line of such mining claim, **together with the co-ordinates of the corner beacons (in terms of Section 40(3)(a) of the Act)**;
  - iv) showing the position of all adjoining mining claims, mining areas, exclusive prospecting areas or retention areas which are marked by beacons, the names of holders of such licences and the ordinal numbers appearing on such beacons;
  - v) showing the position of the mining claim(s) in relation to:
    - a) the boundaries of any buildings on the property on which such mining claim is pegged;
    - b) the approximate angle of direction to, and distance from, at least one of the corner beacons of the mining claim to the nearest corner beacon or peg of such property;
    - c) any building, water supply, road, railway, river-bed, fence, trigonometric beacon, mining claim, mining area, exclusive prospecting area or retention area which is marked with beacons within such mining claim or within 500 metres of any boundary of such mining claim; and
  - vi) showing any other particulars so as to enable the mining claim to be located on the land where it is situated and to be plotted on a topo-cadastral map, and bearing the following declaration **signed** and **dated** by the pegger:

"This sketch plan represents **(number)** \_\_\_\_\_ mining claim/s with ordinal number/s **(specify)**

\_\_\_\_\_ pegged on **(date)** \_\_\_\_\_ under Non-Exclusive Prospecting Licence

**(number)** \_\_\_\_\_ by me **(Name of Pegger)** \_\_\_\_\_

on the farm/s **(name and number)** \_\_\_\_\_ in the Magisterial

District/Region **(specify)** \_\_\_\_\_ owned by **(Name of landowner/s)**

\_\_\_\_\_, of address **(specify)**

\_\_\_\_\_.

The sketch accurately locates the mining claim/s pegged, the claim beacons have been erected under the peggers' direct supervision in conformity with the requirements of the mining law, and permission to enter the land for the purpose of pegging the mining claim/s was obtained from the landowner/s in accordance with the provisions of section 16(2)(a) of the Minerals (Prospecting and Mining) Act, 1992."

**FULL NAME OF PEGGER**

**SIGNATURE OF PEGGER**

**DATE**

2. Attach the following **certified copies** of:

- i) The company's "**Certificate of Incorporation**" and "**Certificate of Registration to Commence Business**";
- ii) The company's "**Contents of Register of Directors, Auditors and Officers**"; and
- iii) Extracts of the **Company's Share Register** confirming the authorised and issued share capital, name and nationality of shareholders and number of shares held.

3. The prescribed annual mining claim fee of N\$ 250-00 per mining claim must be attached to this application.

**As applicant for the registration of mining claims we take note of the general terms and conditions below under which the mining claims will be registered should our application be successful.**

**General terms and conditions of the registration of mining claims:**

The holder of a mining claim shall –

- Exercise his rights under the mining claim reasonably and in such manner that the rights and interests of the land owner are not adversely affected, except to the extent to which such owner is compensated (Section 41(1)(a));
  - Submit to the Mining Commissioner a copy of the written compensation agreement entered into with the land owner (Section 52(1)(a)(i));
  - Not exercise his rights under the mining claim until a written compensation agreement is in place or such mining claim holder has been granted an ancillary right to exercise such rights on such land (Section 52(1)(a)(i));
  - Carry on prospecting or mining operations in the claim area in accordance with good prospecting- or mining practices (Section 41(1)(b));
  - Maintain all beacons in a decent and legible condition at all times (Section 41(1)(c));
  - Take all reasonable steps to secure the safety, welfare and health of all employees and prevent or minimize any pollution to the environment (Section 41(1)(e));
  - Apply to the Mining Commissioner for an accessory works permit before any such accessory works are erected (Section 31(3)(a));
  - Maintain in good condition and repair all accessory works in such claim area (if any) (Section 41(1)(f));
  - Remove from the claim area all structures, equipment and other goods not used or intended to be used (Section 41(1)(g));
  - Take reasonable steps to warn persons who may be in the vicinity of any accessory works of possible hazards (Section 41(1)(h));
  - In the case of company –
    - Give written notice to the Mining Commissioner of any change of such company (e.g. name, address, directors, share holding, etc.) within 30 days as from such change (Section 41(1)(j));
  - In the case of a natural person –
    - Give written notice to the Mining Commissioner of any change of such natural person (e.g. name, surname, address, etc.) within 30 days as from such change (Section 41(1)(k));
  - Keep at an address in Namibia, and such address shall be registered with the Mining Commissioner, a proper record in relation to any –
    - Prospecting operations (Section 45(1)(a)(ii)), and
    - Mining operations (Section 45(1)(a)(i)),
- For a period of not less than 3 years.
- Submit monthly returns/reports within 15 days after the end of each month to the Mining Commissioner (Section 45(1)(d));
  - Submit annual returns/reports within 60 days after 31 December of each year to the Mining Commissioner (Section 45(1)(e));
  - Pay annual mining claim fees before or on the anniversary date of the date of registration of the mining claim (Section 123(1)).

**It shall be generally accepted that we, as applicant for the registration of a mining claim, acquainted ourselves with the provisions of the Minerals (Prospecting and Mining) Act, No. 33 of 1992.**

**I, DULY AUTHORISED, DECLARE TO THE BEST OF MY KNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS APPLICATION IS TRUE AND CORRECT.**

\_\_\_\_\_  
FULL NAME OF APPLICANT

\_\_\_\_\_  
SIGNATURE OF APPLICANT

\_\_\_\_\_  
DATE

**OFFICIAL CAPACITY**

Please note that in terms of provisions of section 133(b) and (c) of the Act, any person who

- makes or causes to be made in connection with any provisions of the Act any statement which is false or misleading knowing it to be false or misleading; or
- submits or causes to be submitted in connection with any application or any notice, report, return or statement issued or given under any provision of this Act or the terms and conditions of any non-exclusive prospecting licence, mining claim or mineral licence, any document, information or particulars which are false or misleading knowing them to be false or misleading;

shall be guilty of a criminal offence and on conviction liable to a fine not exceeding N\$ 8 000 or to imprisonment for a period not exceeding 12 months or to both such fine and such imprisonment.