

May 2025

# Application for renewal of a mineral claim within the Lightning Ridge Mineral Claims District

## *Form LR6A Mining Act 1992*

### When to use this form

Use this form if you are applying to renew a mineral claim within the Lightning Ridge Mineral Claims District.

This form is approved under s 382 of the *Mining Act 1992* (Mining Act) for the purposes of s 197 of the Mining Act and cl 44 and cl 44A of the Mining Regulation 2016.

If there is insufficient room in any fields, please provide this information as an attachment.

Any reference to the 'department' in this form refers to the Department of Primary Industries and Regional Development.

### Privacy statement

View the department's privacy statement on how information in this application will be used: [www.resources.nsw.gov.au/privacy-statement](http://www.resources.nsw.gov.au/privacy-statement).

### How and when to lodge

An application for the renewal of a mineral claim must be lodged in person at, or by email, or by post or facsimile to, the Lightning Ridge office of the department:<sup>1</sup>

- **By email:** Send a copy of your completed form, including any attachments, to [lightningridge.office@regional.nsw.gov.au](mailto:lightningridge.office@regional.nsw.gov.au)
- **By mail:** NSW Resources, Title Assessments, PO Box 314, Lightning Ridge, NSW, 2834.
- **Facsimile:** +61 2 6829 0825.
- **In-person:** at the department's office, 41 Opal Street, Lightning Ridge, NSW, between the hours of 9:30 am to 1:00 pm and 2:00 pm to 4:00 pm on Monday to Thursday or 9:30 am to 1:00 pm on Friday.

Renewal applications for mineral claims must be lodged with the Secretary within **2 months** before the day on which the claim is set to expire.<sup>2</sup>

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<sup>1</sup> Clause 44, Regulation.

<sup>2</sup> Section 197(2)(b), Mining Act; cl 44A, Regulation.

Lodgement of your form in this manner is taken to be lodgement with the Secretary under the Mining Act. For help with lodging this form or for more information, contact the NSW Resources Small Scale Titles team on the contact details above or **phone:** +61 2 6820 5200:

## Important notes

### Accompanying documentation

Holders must provide proof of identity documentation, such as a copy of a valid driver's licence, for sighting and verification by Lightning Ridge office staff. The proof of identity document must include your name, date of birth, address, photograph and signature. If any details on your proof of identity document do not match the details provided in this form (e.g. address), then an explanation is to be provided. Further evidence may also be requested. Only completed applications with all supporting information or documents will be accepted by the department. Your application may be rejected if you do not supply the required information or documents to the department (see section 381B(1)(b) of the Mining Act).

### Agents

If this application is lodged by an agent on behalf of the holder(s), you must provide evidence that the agent has the authority to act on behalf of the holder. This can be done by completing the declaration at the end of this form and supplying evidence of their appointment (clause 97 of the Mining Regulation 2016). If this information is not provided, the decision-maker may reject the application.

### Full or partial renewal

A mineral claim may be renewed as to the whole or any part of the claim area. If it is renewed as to only part of the claim area, the remainder will be excluded from the claim area when the renewal takes effect.<sup>3</sup>

If an application is made over part of the claim area, and the application is not determined before the expiry of the current term, only the area for which renewal has been sought continues in effect under the mineral claim until the renewal application is disposed of.<sup>4</sup>

### Term of renewal

If your application for renewal is granted, the renewal will take effect on the date on which it is renewed, unless the Secretary specifies a later date. Your renewal ceases to have effect on the date specified by the Secretary (which will be no more than 5 years from the date it takes effect).<sup>5</sup>

Any amendment of the conditions of a mineral claim will take effect on the date on which the renewal of the mineral claim takes effect.<sup>6</sup>

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<sup>3</sup> Section 197(3), Mining Act.

<sup>4</sup> Section 197(3), Mining Act.

<sup>5</sup> Section 199A(1), Mining Act.

<sup>6</sup> Section 199A(2), Mining Act.

## Compensation under a mineral claim

On the granting of a renewal of a mineral claim, the affected landholder becomes entitled to compensation determined under s 266 of the Mining Act in lieu of compensation for any compensable loss suffered, or likely to be suffered, by the landholder as a result of the exercise of the rights conferred by the mineral claim.<sup>7</sup>

The Secretary must not grant the renewal unless satisfied that you have paid standard compensation<sup>8</sup> or entered into a compensation agreement with the landholder(s).<sup>9</sup>

Also, the Secretary must not grant the renewal unless satisfied that you have given landholder(s) notice of intention to exercise rights under the renewed mineral claim.<sup>10</sup>

Further, the Secretary must not grant the renewal unless satisfied that you have, no later than 28 days after lodging this application, paid all outstanding amounts of compensation payable by you to such landholders under the mineral claim (other than compensation that may be payable under a compensation agreement).<sup>11</sup>

However, the Secretary may grant the renewal despite a failure to satisfy the above requirements if you have, after taking all reasonable steps, been unable to sufficiently identify a landholder for the purposes of s 266 of the Mining Act.<sup>12</sup>

## Deciding your application

Your completed application will be considered in accordance with the Mining Act and Regulation.<sup>13</sup> You will be given written notice to tell you if your application has been granted or refused.

If the application for renewal is not finally dealt with before the date on which the mineral claim would otherwise cease to have effect, the mineral claim continues to have effect in relation to the land to which the application relates (but no other land) until the application is finally determined.<sup>14</sup>

## Next steps

Once your application has been received, it will be assessed by the department. The department will notify you in writing of the outcome of your application.

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<sup>7</sup> Section 266(1), Mining Act.

<sup>8</sup> Standard compensation is the compensation payable as determined by the Minister for the purposes of s 266(1) of the Mining Act: s 266(2), Mining Act.

<sup>9</sup> Section 266(4)(a), Mining Act.

<sup>10</sup> Section 266(4)(b), Mining Act.

<sup>11</sup> Section 266(4)(c), Mining Act.

<sup>12</sup> Section 266(5), Mining Act.

<sup>13</sup> Section 198(1), Mining Act.

<sup>14</sup> Section 197(3), Mining Act.

## 1. Mineral claim details

Mineral claim details	
Mineral claim number	
Expiry date	

## 2. Mineral claim holder(s) details

1 <sup>st</sup> Holder details	
Name (or company name)	<input type="checkbox"/> Proof of identity document (e.g. valid driver's licence) is attached.
Australian Company Number (if a company is applying)	
Name(s) of all company director(s) (if a company is applying)	
Contact person (if a company applying)	<input type="checkbox"/> Proof of identity document (e.g. valid driver's licence) is attached
Contact phone	
Contact email	<p>The department's preference is to communicate with you and to serve any correspondence, notices and documents by email. Would you like to nominate your above email address for communications and service?</p> <p><input type="checkbox"/> Yes <input type="checkbox"/> No</p>
Street address (Registered street address for a company)	
Postal address	<input type="checkbox"/> Same as above

### 2.1. Additional mineral claim holders

If there is more than one holder, please provide their details as required in Question 2 as an attachment to this application.

### 3. Full or partial renewal

I am applying for a:

- ☐ Full renewal of the mineral claim
- ☐ Partial renewal of the mineral claim

If you are applying for a partial renewal of the mineral claim, describe the part of the claim area to which the renewal relates and attach a map clearly identifying that part of the claim area.

Description of the part of the claim area to which the renewal relates.

- ☐ I have attached a map of the part of the claim area to which the renewal relates

### 4. Class and renewal period sought for mineral claim

Please select the appropriate class and renewal period sought for your mineral claim:

Class of mineral claim	Renewal period sought for mineral claim
Class A – Standard mineral claim	<input type="checkbox"/> 1 year <input type="checkbox"/> 2 years <input type="checkbox"/> 3 years <input type="checkbox"/> 4 years <input type="checkbox"/> 5 years
Class D – Mining purpose – processing	
Class E – Mining purpose – mullock stockpiling	
Class G – Open cut mining operations	
<input type="checkbox"/> Class B – Mineral claim granted after three-month opal prospecting licence (reward claim)	<input type="checkbox"/> 1 year

### 5. Compensation arising under the mineral claim

Complete sections 6.1 and 6.2 below.

If you have not been able to identify a landholder, complete section 6.3.

#### 5.1. What form of landholder compensation is applicable for this mineral claim?

- ☐ The standard compensation for the term of the mineral claim renewal (see further section 7.3), **OR**
- ☐ I have entered into a compensation agreement with the landholder(s) as an alternative to standard compensation.

If a compensation agreement is in force, please supply details below and attach a document signed by the landholder that identifies the mineral claim and makes it clear that an agreement has been entered into that excludes the need to pay standard compensation.<sup>15</sup>

☐ I have attached documentary evidence of the compensation agreement

## 5.2. Notice to landholder of intention to exercise rights

Before this application is determined, the decision-maker must be satisfied that the holder has given notice under s 266(4)(b) of the Mining Act using Form LR23, which must be sent by mail to the landholder.

Evidence that Form LR23 has been served on the landholder (such as a delivery receipt) is given using Form LR6B.

☐ I have attached a copy of Form LR6B, Form LR23 and a map **with** this application.

☐ I will provide a copy of Form LR6B, Form LR23 and a map **before** the determination of this application.

Should you fail to provide Form LR6B in a timely manner, the department may issue you a request to furnish further information (LR6B Form) in support of your application. Failure to provide such information is grounds for refusal of your application.

## 5.3. Evidence that you have taken all reasonable steps to identify a landholder (if applicable)

If you have not fulfilled the requirements of s 266(4) of the Mining Act, provide evidence that the failure has occurred because you, after taking all reasonable steps, have been unable to sufficiently identify a landholder for the purposes of s 266 of the Mining Act. This must include the steps you have taken to identify a landholder.

☐ I have attached evidence that I have taken all reasonable steps to identify a landholder

## 6. Fit and proper person test

Under section 393 of the Mining Act and clause 89E of the Regulation, the department will consider a range of factors to determine if you are a fit and proper person to have your mineral claim renewed.

### 6.1. Does the mineral claim holder(s) or the director(s) of the company holding the mineral claim have any history of non-compliance with the *Mining Act 1992* since this mineral claim was originally granted or transferred?

☐ No

☐ Yes – if yes, provide details below.

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<sup>15</sup> Under cl 92(6) of the Regulation, the Secretary may rely on such evidence as it sees fit to be satisfied that a compensation agreement has been entered into, however cl 92(6)(a) of the Regulation provides that a document signed by the landholder that identifies the mineral claim and makes it clear that an agreement has been entered into which excludes the need to pay standard compensation is taken to be sufficient.

Offence description	Response from holder
Details of the offence or non-compliance	
Penalty infringement notice number (if any)	
Name (person or company) on penalty infringement notice	
Date of offence	
Location of offence, including property name or mineral claim number or opal prospecting licence number	
Offence provision or section breached under the <i>Mining Act 1992</i>	

If there is more than one offence, please provide additional offence details as an attachment. The offence details must include all the requested information in the table above.

**6.2. Have the mineral claim holders(s) or the director(s) of the company holding the mineral claim had a mineral claim or opal prospecting licence suspended, cancelled, or revoked?**

☐ No

☐ Yes – if yes, mineral claim or opal prospecting licence number(s):

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**6.3. Have the mineral claim holder(s) or the director(s) of the company holding the mineral claim contravened or committed an offence under any of the legislation listed in the table below:**

Compliance question	No	Yes <sup>1</sup>
Have the holdert(s) or company directors or any related corporation or the corporation been convicted under any environment protection legislation or work health and safety legislation <sup>2</sup> in the past 5 years?	<input type="checkbox"/>	<input type="checkbox"/>
Have the holder(s) or company directors or any related corporation or the corporation had any consent, licence, permission, or approval under environment protection legislation <sup>2</sup> revoked or suspended in the past 5 years?	<input type="checkbox"/>	<input type="checkbox"/>
Have the holder(s) or company directors been convicted for an offence involving fraud or dishonesty in the past 10 years?	<input type="checkbox"/>	<input type="checkbox"/>
Have the holder(s) or company directors been convicted of a serious offence <sup>3</sup> ?	<input type="checkbox"/>	<input type="checkbox"/>

<sup>1</sup> If answering Yes to any of the compliance questions, you must provide details as an attachment. The details must include the offence's name, date and location, legislation contravened, and type of enforcement action.

<sup>2</sup> Environment protection legislation includes: *Contaminated Land Management Act 1997*; *Dangerous Goods (Road and Rail Transport) Act 2008*; *Environmental Trust Act 1998*; *Environmentally Hazardous Chemicals Act 1985*; *Ozone Protection Act 1989*; *Pesticides Act 1999*;

Protection of the Environment Operations Act 1997; Radiation Control Act 1990; Recreation Vehicles Act 1983; Work Health and Safety Act 2011, and Waste Avoidance and Resource Recovery Act 2001.

<sup>3</sup> A serious offence is considered imprisonment for life; or imprisonment for a term of 5 years or more; or by a fine of \$500,000 or more.

## 7. Fee payment

### 7.1. Fee payment

The renewal application fee is prescribed under Schedule 9 of the Mining Regulation 2016. The class of mineral claim determines the renewal application fee, which must accompany this application.<sup>16</sup>

Class of mineral claim	Renewal application fee
Class A – Standard mineral claim	
If the mineral claim area is no more than 0.25 of a hectare – per year of tenure	\$100
If the mineral claim area is more than 0.25 of a hectare and less than or equal to 1 hectare – per year of tenure	\$300
If the mineral claim area is more than 1 hectare and less than or equal to 2 hectares – per year of tenure	\$470
Class B – Mineral claim granted after a three-month opal prospecting licence	\$470
Class D – Mining purpose – processing	\$470
Class E – Mining purpose – mullock stockpiling	\$470
Class G – Open cut mining operations	\$470

Select payment method	
<input type="checkbox"/>	Cash
<input type="checkbox"/>	Credit card
	To pay by credit card, please tick the credit card box and contact (02) 6820 5200 to speak to a customer service representative.

Additional fees and levies must be paid before a mineral claim renewal is granted. Please see table below. The payment amount is determined by the proposed renewal term of the mineral claim.

Levy	Payment amount
Term administrative levy	\$100/year of mineral claim term
Road levy	\$25/year of mineral claim term
Mullock levy	\$10/year of mineral claim term
Environmental and rehabilitation levy	\$10/year of mineral claim term

<sup>16</sup> Section 197(2)(a), Mining Act.



<b>Standard landholder compensation</b>	\$131/year of mineral claim term <sup>17</sup>
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## 7.2. Payment of outstanding amounts of compensation

You must, no later than 28 days after lodging this application, pay all outstanding amounts of compensation payable by you to the landholder under the mineral claim, other than compensation that may be payable under a compensation agreement.<sup>18</sup>

Standard compensation is to be paid to the Secretary in cash or via EFTPOS as methods approved by the Secretary.<sup>19</sup>

If applicable, you are required to discuss payment of any outstanding compensation when you lodge this application.

## 7.3. Payment of standard compensation for renewal term

Your application for renewal cannot be granted until you have paid the standard compensation for the renewal term unless you have entered into a compensation agreement with the landholder.<sup>20</sup>

Standard compensation at May 2025 is \$131 per annum and is indexed to CPI annually.<sup>21</sup>

The department will ensure applicable payment amounts are requested and made before determining your application.

# 8. Checklist of items to be included with this application

The checklist below is to be completed by the holder before signing the declaration.

Items to be attached to the application if applicable	Yes	N/A	Reference
Proof of identity document (e.g. valid driver's licence)	<input type="checkbox"/>		Question 2
Additional holder details and proof of identity document (e.g. valid driver's licence)	<input type="checkbox"/>	<input type="checkbox"/>	Question 2.1
Map of the part of the claim area to which the renewal relates	<input type="checkbox"/>	<input type="checkbox"/>	Question 3
Documentary evidence of a compensation agreement	<input type="checkbox"/>	<input type="checkbox"/>	Question 5.1
Copy of Form LR6B and Form LR23, and a map	<input type="checkbox"/>	<input type="checkbox"/>	Question 5.2
Evidence of reasonable steps to identify the landholder	<input type="checkbox"/>	<input type="checkbox"/>	Question 5.3
Details of holders or companies' additional offences	<input type="checkbox"/>	<input type="checkbox"/>	Question 6
Additional holders declaration	<input type="checkbox"/>	<input type="checkbox"/>	Question 9
For agents only, evidence of appointment and proof of identity document (e.g. valid driver's licence)	<input type="checkbox"/>	<input type="checkbox"/>	Question 10

<sup>17</sup> This is the 2025 standard rate, and it is indexed annually by the Consumer Price Index.

<sup>18</sup> Section 266(4)(c), Mining Act.

<sup>19</sup> Section 266(12), Mining Act; cl 92(3), Regulation.

<sup>20</sup> Section 266(4)(a), Mining Act.

<sup>21</sup> This is the 2025 standard rate, and it is indexed annually by Consumer Price Index.

## 9. Declaration

### Holder(s) (individual or company)

Each holder of the mineral claim(or authorised representative of a company) must complete the declaration below and sign this form:

- I certify that the information provided is true and correct to the best of my knowledge and belief. I understand under the *Crimes Act 1900 NSW Part 5A*, that knowingly or recklessly giving false or misleading information is a serious offence, and under the Mining Act section 378C, any person who provides information that the person knows to be false or misleading is guilty of an offence, for which they may be subject to prosecution.
- I agree to notify the department immediately of any changes to the information in this form or the documents provided with this application.
- I acknowledge that failure to provide all required information and documents may result in delays in processing the application or refusal of the application.
- (For companies only) I declare that I am authorised to complete and lodge this application

1 <sup>st</sup> Holder details	
Name or company name	
Position/ title	
Date	
Signature	

2 <sup>nd</sup> Holder details	
Name or company name	
Position/ title	
Date	
Signature	

### Additional holders/agents

If there is more than 2 mineral claim holders, please provide their signed declaration as an attachment. The attachment must be a copy of this page that the additional holders has filled in their name, date and has signed.

## 10. Agent authorised to act for holder (if applicable)

As the mineral claim holder, you can appoint an agent if desired. An agent can lodge an application on your behalf. You will need to provide written notice that you have appointed a person as your agent.

The authorised agent must complete the declaration below and sign this form:

- I certify that the information provided is true and correct to the best of my knowledge and belief. I understand under the *Crimes Act 1900 NSW Part 5A*, that knowingly or recklessly giving false or misleading information is a serious offence, and under the Mining Act section 378C, any person who provides information that the person knows to be false or misleading is guilty of an offence, for which they may be subject to prosecution.
- I agree to notify the department immediately of any changes to the information in this form or the documents provided with this application.
- I acknowledge that failure to provide all required information and documents may result in delays in processing the application or refusal of the application.
- I declare that I am authorised to complete and lodge this application

Agent details	
Name	<input type="checkbox"/> Proof of identity document (e.g. valid driver's licence) is attached
Contact phone	
Contact email	<p>The department's preference is to communicate with you and to serve any correspondence, notices and documents by email. Would you like to nominate your above email address for communications and service?</p> <p><input type="checkbox"/> Yes <input type="checkbox"/> No</p>
Street address	
Postal address	<input type="checkbox"/> Same as above
Evidence of appointment as an agent	<input type="checkbox"/> I have attached a written notice by the holder of my appointment as their agent
Date	
Signature	

# Office/administration use only

Application received	
Mineral claim number:	
Time:	Date:
Officer's name:	
Signature:	

Fee	Amount	Receipt number	Receipt date	Payment method
Renewal fee	\$			<input type="checkbox"/> Cash <input type="checkbox"/> Card

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