

# Instrument of Dealing – Devolution of a Mineral Claim / Authorised Holding

Mining Act 1980 – Section 173  
Mineral Titles Act 2010 – Section 124

Approved Form 28

<b>Office Use Only</b>	Dealing D:	MT:	Date Lodged:
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**Section A: Particulars of Applicant/s – executors/beneficiaries. In the case of multiple parties please attach a separate sheet showing the below details.**

Applicant one			
Full name			
Principal or residential address			
Postal address			
ACN			
Telephone		Email	
Applicant two			
Full name			
Principal or residential address			
Postal address			
ACN			
Telephone		Email	

**Section B: Nomination of contact for devolution– Incoming parties to complete.**

In the case of multiple applicants, please nominate one contact to whom all correspondence relating to this devolution is to be addressed. The authorisation is valid for this Instrument of Dealing transaction only.

Full name of contact/agent			
Postal address			
Telephone		Email	

**Section C: Nomination of contact for Mineral Titles**

Please nominate a contact to whom all on-going correspondence relating to the Mineral Titles is to be addressed.

<b>Full name of contact/agent</b>	
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<b>Postal address</b>	
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<b>Telephone</b>		<b>Email</b>	
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**Authority to act as nominated contact**

A nominated contact will also be deemed to have ongoing authority to undertake all statutory requirements relating to this title.

Please note:

- 1) It is the responsibility of the title holder to advise the department, in writing, of any changes to your contact. (section 98)
- 2) This authority relates to statutory requirements only – i.e. payment of rent and administration fees, nomination of blocks. If you wish to also have authority for the lodgement of dealings, amalgamations, withdrawal or surrenders you must attach a letter of authority that clearly identifies all matters that you will have responsibility for.
- 3) Any changes to the authorisation must be made in writing, signed by the title holder and lodged with the department.

**Section D: Mineral Titles affected** – Note: This devolution does not constitute a transfer – however the devolve has all of the rights to deal with the application, mineral title or interest as did the holder but must do so in accordance with the terms of the Will or Order of the Court.

<b>Title number</b>	<b>Applicant/titleholder</b>

**Section E: Required attachments** – Each attachment must be clearly identified and provide detailed explanations.

- Letter of authorisation to act as agent/contact (if authorisation is for more than the normal statutory requirements – see note at section C).

For a deceased estate:

- A copy of the “Grant of Probate” and a copy of the Will; or
- Authority under s35 of the Public Trustee Act 1979;
- Of if no Will has been left a “Letter of Administration” from the Supreme Court.

For Bankruptcy:

- A certified copy of the appointment as Liquidator/Receiver.

**Section F: Before submitting your application**

- Familiarise yourself with the relevant sections of the Mining Act 1980, Mining Regulations 1982, Mineral Titles Act 2010 and the Mineral Titles Regulations 2011; and check if any guidelines made under the Acts relate to this application.
- Familiarise yourself with the Mining Management Act 2001 and any outstanding rehabilitation or liabilities on the mineral title/s.

**Section G: Declaration**

Companies – This instrument is to be executed in accordance with s127 of the Corporations Act 2001, or by a person (i.e. agent or representative) with written authority to act on behalf of the Devolve/s.

Individuals – This instrument is to be executed by the Devolve/s and witnessed by a person who has attained the age of 18 years.

**Devolve/s - Company**

<b>Director – Name</b>		<b>Date</b>	
<b>Director – Signature</b>			
<b>Director/Secretary – Name</b>		<b>Date</b>	
<b>Director/Secretary – signature</b>			
<b>Authorised representative – Name</b>		<b>Date</b>	
<b>Authorised representative – Signature</b>			

**Devolve/s - Individuals**

<b>Devolve name</b>		<b>Date</b>	
<b>Devolve signature</b>			
<b>Witness name</b>		<b>Date</b>	
<b>Witness signature</b>			
<b>Authorised representative name</b>		<b>Date</b>	
<b>Authorised representative signature</b>			

**Section H: Fees**

All Dealings with Interest applications are to be accompanied by the appropriate fee.  
 Refer to the current fee schedule available from the [NT Government website](#)<sup>1</sup>.  
 Note: The amount specified in the schedule is applicable to each mineral title included in Section D.

**Section I: Payment / lodgement methods**

<p><b>Mail</b>          Make a cheque payable to Receiver of Territory Monies.          GPO Box 4550, Darwin NT 0801</p> <p><b>In person</b>          Mineral Titles          5<sup>th</sup> Floor, Paspalis Centrepoint Building, 48-50 Smith Street, The Mall, Darwin          Eftpos available – no cash out facilities</p> <p><b>By phone</b>          Please call (08) 8999 5322 to pay by phone.</p>	<p><b>By email</b>          Email application to <a href="mailto:titles.info@nt.gov.au">titles.info@nt.gov.au</a></p> <p><b>Direct deposit</b>          Department of Industry, Tourism and Trade          BSB: 085-461          Account: 922610000</p> <p>Please include a reference (e.g. title number) in your electronic transaction to ensure your payment is easily identifiable. A remittance advice (confirmation of payment) <b>must</b> be emailed to <a href="mailto:titles.info@nt.gov.au">titles.info@nt.gov.au</a> to enable payment to be receipted.</p> <p><b>Failure to provide the remittance advice at the time of lodgement will result in the refusal of the application.</b></p>
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**Further information**

Email your completed form to [titles.info@nt.gov.au](mailto:titles.info@nt.gov.au)  
 For more information see <http://www.nt.gov.au/mining-energy> or phone (08) 8999 5322

**Section J: Privacy statement**

The Department of Industry, Tourism and Trade (the department) is seeking information from you for the purposes of assessing your application under s124 of the Mineral Titles Act 2010 (the Act). This information will be kept confidential except as required by law.

The department is required to keep a register of mineral titles under s121 of the Act. Any person may obtain copies of this information under s121 and s128 of the Act, on payment of the prescribed fee.

<sup>1</sup> <https://nt.gov.au/industry/mining-and-petroleum/mineral-titles/mineral-title-fees-and-rents>