Application for the Grant of an Extractive Mineral Lease over Aboriginal Freehold Land

Relevant Legislation: Mineral Titles Act 2010 (MTA) and Mineral Titles Regulations 2011 (MTR) and Aboriginal Land Rights (Northern Territory) Act 1976 (ALRA).

Requirements
1. Applicant must have attained 18 years of age - s 59 MTA
2. Availability of land
3. Application must be on Approved Form – s 55 (1) & 164 (2) MTA
4. Application must include a description of the land comprising the proposed title area - s 55 (2) (a) MTA
5. Application must include a technical work program – s 55 (2) (b) MTA
6. Application must be accompanied by the prescribed fees – s 164 (5) MTA
7. Applicant must provide a copy of the advice from the relevant Land Council consenting to the lodgement of the application

Application meets necessary criteria under MTA

No later than 14 days after lodging the application, the applicant must notify affected landholders identified in section 66(1), using section A of Approved Form 24 – s 66 (2) MTA

No later than 14 days after service of notice under sections 66(2) or 66(3), the applicant must provide the Minister with proof of service – s 66 (4) MTA

ADVERTISING
Within 30 days from the notification date:
- The owner of land in or comprising the proposed title area may object – s 71 (3) (d) MTA
- Any other person may make written submissions about the application – s 71 (3) (e) MTA

No Objections/Submissions Received

ALRA AGREEMENT
Applicant must provide a copy of the section 19 ALRA agreement – s 74 (1) MTA

SURVEY PLAN
Applicant is required to submit a survey plan approved by the Surveyor General – s 76 (2) MTA

NOTICE OF INTENTION TO GRANT
Applicant is given notice to pay the required rent and/or security before a specified date - s 60 (3) (a) MTR

Intention to Grant Accepted

EML GRANTED

Objections/Submissions Received

Applicant is given a copy of each objection and advised of their right to respond (within 21 days) – s 72 (1) (a) & (b) & s 72 (2) (b) MTA

Yes - Objection/Submission Withdrawn

No

Referred to Departmental assessment panel to consider objection

Grant Recommended

Grant NOT Recommended

EML REFUSED

Titleholder must apply for Authorisation under the Mining Management Act 2001 prior to commencing activities (substantial disturbance).
Refer to the Department’s website for more information regarding requirements under the Mining Management Act 2001.