**Sections** **124R and 124ZG(6)(b) of the *Environment Protection Act 2019* and regulation 6 of the Environment Protection Regulations 2020**

This form must be completed by the applicant for an environmental (mining) licence. Where the applicant is a partnership it must be completed by all partners. Where the applicant is a company, it must be completed by **all directors of the company, and all directors of any partnership or parent company**.

|  |  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
| APPLICANT DETAILS | | | | | | | | | |
| Applicant name (legal entity) | | |  | | | | | | |
| Applicant trading name (if applicable) | | |  | | | | | | |
| Australian Company Number (ACN) | | |  | | | | | | |
| Australian Business Number (ABN) | | |  | | | | | | |
| Is the applicant a partnership? | | |  | Yes | | Provide details | | | |
|  | No | | | | | |
| Is the applicant a subsidiary of a parent company? | | |  | Yes | | Provide details | | | |
|  | No | | | | | |
| PERSON MAKING DECLARATION DETAILS | | | | | | | | | |
| Full name |  | | | | | | | | |
| Position title |  | | | | | | | | |
| Date of birth |  | | | | | | | | |
| Principal address |  | | | | | | | | |
| Postal address |  | | | | | | | | |
| Email |  | | | | | | | | |
| Phone number |  | | | | | | | | |
| I am the/ I am a Director of the |  |  | Applicant | |  | | Partnership |  | Parent company |

| **DECLARATION** | | | | | | | | | |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
| I confirm that I am of good repute having regard to character, honesty and integrity, and neither the applicant nor I, nor any other company I have been, or am, a director for has/have (please check each applicable box): | | | | | | | | | |
|  | contravened a law of the Northern Territory or another jurisdiction: | | | | | | | | |
|  |  | that relates to the physical or biological environment, including matters relating to pollution, biodiversity, natural resources, planning, development or waste; or | | | | | | | |
|  |  | that relates to heritage, health or cultural matters, including matters relating to sacred sites; or | | | | | | | |
|  |  | that relates to work health and safety; or | | | | | | | |
|  |  | under which a tax or royalty is payable to the Northern Territory; or | | | | | | | |
|  | committed an offence against any law of the Northern Territory or another jurisdiction that involves an element of fraud or dishonesty; or | | | | | | | | |
|  | behaved or is likely to behave in a way that is inconsistent with the duties of a mining operator; or | | | | | | | | |
|  | been, during the past 3 years, an undischarged bankrupt; applied to take the benefit of any law for the relief of bankrupt or insolvent debtors; or compounded with creditors or made an assignment of remuneration for the benefit of creditors; or | | | | | | | | |
|  | been the subject of a winding up order; or | | | | | | | | |
|  | had a controller or administrator appointed during the previous three years. | | | | | | | | |
| I understand that, in accordance with section 124R of the *Environment Protection Act 2019* (**Act**) and regulation 6(6) of the *Environment Protection Regulations 2020* (**Regulations**), I must provide to the Minister any information that is required to determine whether I am a fit and proper person to hold an environmental (mining) licence. Failure to provide this information may mean the Minister is unable to be satisfied of the matters necessary to grant the environmental (mining) licence.  I understand that providing false or misleading information is an offence under section 260 of the Act.  I understand that the information I provide will be used to administer the Act and will otherwise be kept confidential other than as required by law and as disclosed below under the heading ‘Collection notice’.  I understand that if any of the information I provide warrants additional protection from disclosure, I must make this request in the approved form at the time of providing the information on this form in accordance with section 281 of the Act and regulation 271 of the Regulations. | | | | | | | | | |
| Where I have not checked a box above, I wish to provide further information relevant to the question of whether I am a fit and proper person: | | | | | | | | | |
|  | | |  | | Yes |  | | | No |
| If yes, please provide specific details in the box below or an attachment to this form substantiating the matters in section 124R of the Act and regulation 6 of the Regulations. | | | | | | | | | |
|  | | | | | | | | | |
| I \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ declare I am/I am a director of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, and further declare that: | | | | | | | | | |
|  | I understand the applicant has applied for an environmental (mining) licence in accordance with the Act | | | | | | | | |
|  | I believe the applicant has or will have the financial capacity to comply with any reasonably expected obligations under the environmental (mining) licence | | | | | | | | |
|  | I believe the applicant is a ‘fit and proper person’ to hold an environmental (mining) licence in accordance with the Act and Regulations | | | | | | | | |
|  | The information I have provided is true and correct and I am willing to provide any information reasonably requested by the Minister in determining whether the applicant is a fit and proper person to hold an environmental (mining) licence under the Act. | | | | | | | | |
| Signature: | | | |  | | | Date: |  | |

## How to submit

Submit the completed form with your environmental (mining) licence application.

## Further information

For further information contact the Mining Division, DLPE at [Mineralinfo.DEPWS@nt.gov.au](mailto:Mineralinfo.DEPWS@nt.gov.au) or phone 08 8999 6528

## Collection notice

**Purpose:** The purpose for the collection of information is the consideration of whether a person is a fit and proper person to hold a licence under the *Environment Protection Act 2019*, and may be shared with the department responsible for the administration of the *Mineral Titles Act 2010* for the purpose of a similar consideration under that Act.

**Failure to collect information:** If DLPE does not collect this information, the Minister will be unable to consider your application.

**Who is collecting the information:** The information is collected by DLPE, which provides services to the Minister. It may be shared with the department responsible for the administration of the *Mineral Titles Act 2010*.

**Who to contact for more information:** The departmental [Privacy Policy](https://depws.nt.gov.au/consultation-publications/privacy-policy) sets out how you can access and/or correct your personal information and how you can make a complaint if you feel we have not complied with the *Information Act 2002 (NT)* and where applicable, the *Privacy Act 1988* (Cth).

All enquiries about access, correction or to make a complaint should be directed to the Privacy Officer on (08) 8999 4410 business days, 8.00am - 4.21pm or write to PO Box 496, Palmerston, NT 0831 or email [StrategicServices.DEPWS@nt.gov.au](mailto:StrategicServices.DEPWS@nt.gov.au)