
286AA Mining registrar may request information

- (1) The mining registrar may give an applicant for renewal of a mining lease a notice requiring the applicant to give the mining registrar information the mining registrar reasonably requires to assess the application.
- (2) If the information is not given to the mining registrar within the reasonable period stated in the notice, the Minister may refuse the application.

286A Decision on application

- (1) Subject to part 17, division 5, the Governor in Council **may** grant an application for the renewal of a mining lease if the Minister is satisfied of **each** of the following—
 - (a) **the holder has complied with—**
 - (i) **the terms of the lease; and**
 - (ii) **this Act in relation to the lease;**
 - (b) the land the subject of the lease—
 - (i) still contains workable quantities of mineral or mineral bearing ore; or
 - (ii) is otherwise required for purposes for which the lease was granted;
 - (c) the proposed term of the renewed lease is appropriate;
 - (d) **having regard to the current and prospective uses of the land comprised in the lease, the operations to be carried on during the renewed term of the lease—**
 - (i) **are an appropriate land use; and**
 - (ii) **will conform with sound land use management;**
 - (e) **the land and surface area for which the renewal is sought is of an appropriate size and shape in relation to the activities proposed to be carried out;**

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- (f) the financial and technical resources available to the holder to carry on mining operations under the renewed lease are appropriate;
 - (g) the public interest will not be adversely affected by the renewal;
 - (h) for a lease subject to a condition mentioned in section 285—the lease should be renewed.
- (2) If the application is for a lease subject to a condition mentioned in section 285, the Minister must advise the Governor in Council of the fact.
 - (3) The renewal may be granted for the further term, decided by the Governor in Council, that is not longer than the period for which compensation has been agreed or determined under section 279, 281 or 282.
 - (4) The renewed lease is subject to—
 - (a) any conditions prescribed under a regulation; and
 - (b) any conditions decided by the Governor in Council.
 - (5) Without limiting subsection (4), the Governor in Council may decide a condition of the renewed lease if the Governor in Council considers the condition is in the public interest.
 - (6) The Minister may refuse the application if the Minister—
 - (a) has served on the holder a notice in the approved form asking the holder to show cause, within the period stated in the notice, why the application should not be refused; and
 - (b) after considering the holder's response, is satisfied the application should be refused.
 - (7) Without limiting subsection (6)(b), the Minister may refuse the renewal if the Minister considers the renewal is not in the public interest.
 - (8) As soon as practicable after deciding the application, the Minister must give the holder a written notice stating—
 - (a) the decision; and

- (b) if the decision is to recommend the grant of the renewal on conditions, or to refuse to recommend the grant of the renewal, the reasons for the decision.

286B Chief executive must give copy of application and renewed mining lease to EPA administering authority

- (1) If an application is made for the renewal of a mining lease, the chief executive must give the EPA administering authority a copy within 5 business days.
- (2) If the Governor in Council grants a renewal of a mining lease, the chief executive must, within 5 business days, give the EPA administering authority written notice that the mining lease has been renewed.

286C Continuation of lease while application being dealt with

- (1) Subsection (2) applies if—
 - (a) a properly made application for renewal of a mining lease is not withdrawn, refused or granted before the lease's expiry day ends; and
 - (b) after the expiry day, the holder—
 - (i) continues to pay rental on the lease and other amounts required to be paid under this Act; and
 - (ii) otherwise complies with this Act and the lease conditions.
- (2) The lease continues in force subject to the rights, entitlements and obligations in effect immediately before the end of the expiry day until the application is withdrawn, refused or granted.

286D When term of renewed lease starts

- (1) If a mining lease is renewed before its expiry day ends, the term of the renewed lease starts on the day after the expiry day.